

URBAN/MUNICIPAL  
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B91

1992

BY-LAWS FOR THE CITY OF  
HAMILTON

92-039 -







## THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92- 039

TO INCORPORATE PARTS 2 and 3, PLAN 62R-10200  
INTO ROYALVISTA DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Royalvista Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Royalvista Drive.

Part of Parcel 6-6, Section Bar. 8(c)

Being Parts of Lot 6, Concession 8, in the geographic Township of Barton, designated as Parts 2 and 3, Plan 62R-10200

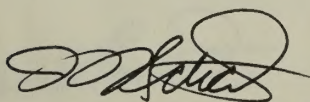
City of Hamilton

Regional Municipality of Hamilton-Wentworth

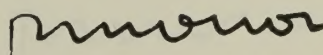
being part of the Parcel.

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

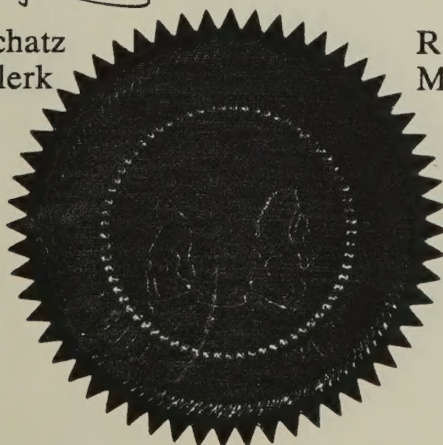
PASSED this 28th day of January A.D. 1992.



J. J. Schatz  
City Clerk



R. Morrow  
Mayor



URBAN MUNICIPAL  
JAN 29 1992  
GOV. DOCUMENTS





THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92- 040

TO INCORPORATE PART 5, PLAN 62R-10200  
INTO TEMPLEMEAD DRIVE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Templemead Drive by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Templemead Drive.

Part of Parcel 6-6, Section Bar. 8(c)

Being Parts of Lot 6, Concession 8, in the geographic Township of Barton, designated as Part 5, Plan 62R-10200

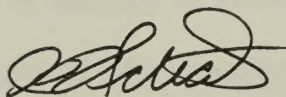
City of Hamilton

Regional Municipality of Hamilton-Wentworth

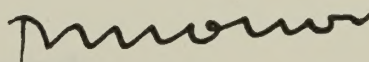
being part of the Parcel.

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28th day of January A.D. 1992.



J. J. Schatz  
City Clerk



R. Morrow  
Mayor



URBAN MUNICIPAL  
JAN 29 1992  
GOV. MENT DOCUMENTS







THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92- 041

TO INCORPORATE PART 6, PLAN 62R-10200  
AND PART 13, PLAN 62R-9377  
INTO TEMPLEMEAD DRIVE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Templemead Drive by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Templemead Drive.

Firstly

Part of Parcel 6-6, Section Bar. 8(c)

Being part of Lot 6, Concession 8, in the geographic Township of Barton, designated as Part 6, Plan 62R-10200.

being part of the Parcel, and

Secondly

Part of Parcel 6-3, Section Bar. 8(c)

Being part of Lot 6, Concession 8, in the geographic Township of Barton, designated as Part 13, Plan 62R-9377.

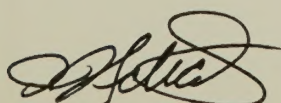
being part of the Parcel.

all in the City of Hamilton

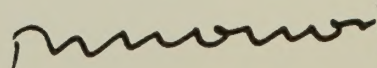
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

**PASSED** this 28th day of January A.D. 1992.



J. J. Schatz  
City Clerk



R. Morrow  
Mayor

URBAN MUNICIPAL  
JAN 29 1992  
GOV. DOCUMENTS









THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92- 042

TO INCORPORATE PART 1, PLAN 62R-12045  
INTO ELITE DRIVE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Elite Drive by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Elite Drive.

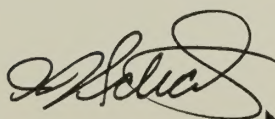
Part of Lot 10, Concession 8, in the geographic Township of Barton, designated as Part 1, Plan 62R-12045.

City of Hamilton

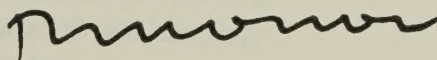
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

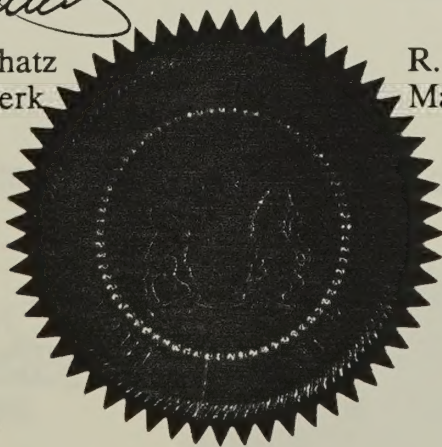
**PASSED** this 28th day of January A.D. 1992.



J. J. Schatz  
City Clerk



R. Morrow  
Mayor



URBAN MUNICIPAL  
JAN 29 1992  
GOV. MENT DOCUMENTS



THE CONSTITUTION OF THE UNITED STATES

Article I

Section 1

All legislative Powers herein granted shall be vested in a Congress of the United States, which shall consist of a Senate and House of Representatives.

Representatives and direct Taxes shall be apportioned among the several States which may be admitted into or which shall exist at the time of the first Enumeration according to the following Principles, to-wit:

1. Free Persons, who are twenty Years of Age, and seven Years within the United States, who have paid Taxes, and are not Indians, not being taxed, shall be counted.

2. Three fifths of all other Persons, who at the time of the Enumeration shall be held as Servants, and who are not Indians, not being taxed, shall be counted.

3. The Enumeration shall be made in the first Year after the coming of the United States into Union, and in every Tenth Year thereafter, and in the Year of the first Enumeration, and in every Tenth Year thereafter, the President shall direct the Enumeration to be made.

4. The Enumeration shall be made in the first Year after the coming of the United States into Union, and in every Tenth Year thereafter, and in the Year of the first Enumeration, and in every Tenth Year thereafter, the President shall direct the Enumeration to be made.

5. The Enumeration shall be made in the first Year after the coming of the United States into Union, and in every Tenth Year thereafter, and in the Year of the first Enumeration, and in every Tenth Year thereafter, the President shall direct the Enumeration to be made.

6. The Enumeration shall be made in the first Year after the coming of the United States into Union, and in every Tenth Year thereafter, and in the Year of the first Enumeration, and in every Tenth Year thereafter, the President shall direct the Enumeration to be made.

7. The Enumeration shall be made in the first Year after the coming of the United States into Union, and in every Tenth Year thereafter, and in the Year of the first Enumeration, and in every Tenth Year thereafter, the President shall direct the Enumeration to be made.

8. The Enumeration shall be made in the first Year after the coming of the United States into Union, and in every Tenth Year thereafter, and in the Year of the first Enumeration, and in every Tenth Year thereafter, the President shall direct the Enumeration to be made.

9. The Enumeration shall be made in the first Year after the coming of the United States into Union, and in every Tenth Year thereafter, and in the Year of the first Enumeration, and in every Tenth Year thereafter, the President shall direct the Enumeration to be made.





BY-LAW NO. 92 - 043

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 25A (Parking Time Limits) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding to Schedule 14 (One Hour Limit) the following item, namely:-

|           |      |                        |
|-----------|------|------------------------|
| "West 3rd | West | McElroy to Southbend". |
|-----------|------|------------------------|

2. Schedule 26 (No Parking Areas) is hereby amended by adding to Section A (No Parking Anytime) the following items, namely:-

|           |       |                                                                                      |
|-----------|-------|--------------------------------------------------------------------------------------|
| "West 3rd | East  | McElroy to Southbend                                                                 |
| Dunsmure  | North | commencing at a point 46 feet west of Ottawa to a point 20 feet westerly therefrom". |

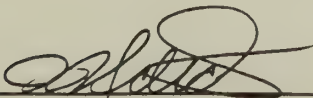
3. Schedule 34 (Sticker Permit Parking) is hereby amended by adding thereto the following items, namely:-

|         |       |                                                                                         |           |
|---------|-------|-----------------------------------------------------------------------------------------|-----------|
| "Albany | North | commencing at a point 237 feet east of Kenilworth to a point 24 feet easterly therefrom | Anytime   |
| Picton  | South | commencing at a point 173 feet east of Bay to a point 17 feet easterly therefrom        | Anytime   |
| Ray     | West  | commencing at a point 75 feet south of York to a point 20 feet southerly therefrom      | Anytime". |

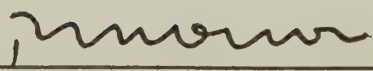
URBAN MUNICIPAL

PASSED THIS 28th DAY OF January , A.D. 19 92

GOV. SECRET. DOCUMENTS

  
CITY CLERK



  
MAYOR







BY-LAW NO. 92 -044

**TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC**

**THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:**

## TRAFFIC

1. **Schedule 29 (No Stopping Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting therefrom the following item, namely:-

"Dunsmure

North

Ottawa to 60 feet west".

and by adding thereto the following item, namely:-

"Dunsmure

North

Ottawa to 46 feet west".

2. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by deleting therefrom the following item, namely:-

## "Albany

North 24 feet

237 feet east of  
Kenilworth

11:00 a.m. - 8:30 p.m."

PASSED THIS 28th DAY OF January, A.D. 1992

*[Signature]*

CITY CLERK



MAYOR

URBAN MUNICIPAL

170

GOV      UNITED STATES





CA4 ON HGL A08  
B91

URBAN/MUNICIPAL

Bill No. C-18

The Corporation of the City of Hamilton

BY-LAW NO. 92-045

To Adopt:

Official Plan Amendment No. 104

Respecting:

LAND LOCATED AT MUNICIPAL NO. 623 UPPER JAMES STREET,  
WITHIN THE CENTREMOUNT NEIGHBOURHOOD

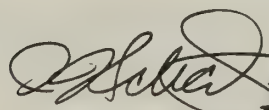
URBAN MUNICIPAL

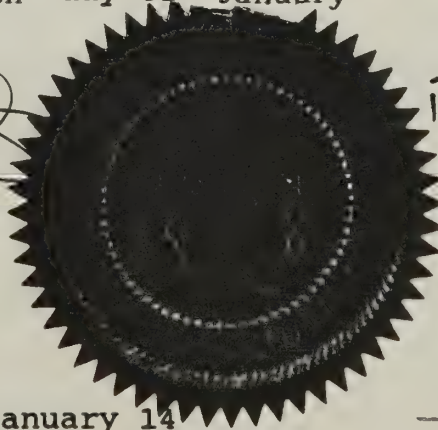
GOV  
HISTORIC DOCUMENTS

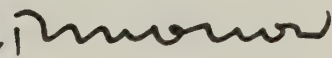
The Council of The Corporation of the City of Hamilton  
enacts as follows:

1. Amendment No. 104 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

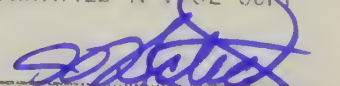
PASSED this 28th day of January A.D. 1992.

  
City Clerk



  
Mayor

CERTIFIED A TRUE COPY

  
CITY CLERK

(1992) 1 R.P.D.C. 36(a), January 14  
Kingdom Properties Inc., Prospective Owner  
ZA-91-49





**Amendment No. 104**  
**to the**  
**City of Hamilton Official Plan**

The following text, together with Schedule "A", attached hereto, constitutes Official Plan Amendment No. 104.

**Purpose**

The purpose of this Amendment is to redesignate the subject lands from "Commercial" to "Residential", on Schedule "A" - Land Use Concept of the Official Plan.

**Location**

The lands affected by this Amendment are the front portion of the property known municipally as 623 Upper James Street, within the Centremount Neighbourhood.

**Basis**

The basis for permitting the proposal, to develop a five storey, 34 unit apartment building, is as follows:

- it is located on a major arterial road, where higher density uses are preferably located;
- it is compatible with the surrounding development, including two apartment buildings to the south; and,
- it is located in close proximity to shopping facilities, public transit, and other amenities.

**Actual Change**

Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Commercial" to "Residential", as shown on the attached Schedule "A" of this Amendment.

**Implementation**

A Zoning By-law amendment will give effect to the intended use on the subject lands.

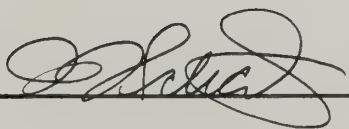




This is Schedule "1" to By-law No. 92-045 , passed on the 28th day of January , 1992.

The Corporation of the

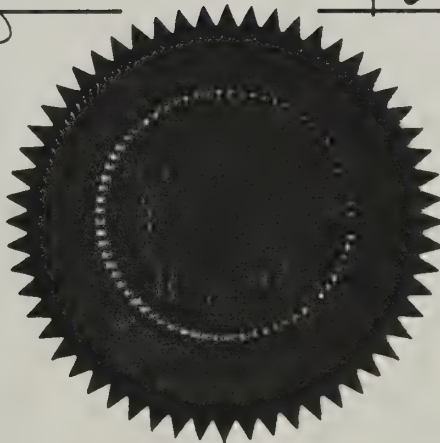
City of Hamilton



City Clerk



Mayor







**The Corporation of the City of Hamilton**

**BY-LAW NO. 92- 046**

**To Amend Zoning By-law No. 6593  
As Amended by By-law No. 91-206**

**Respecting:**

**LAND LOCATED AT THE SOUTH-WEST CORNER OF UPPER SHERMAN AVENUE  
AND LIMERIDGE ROAD EAST**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 91-206 on the 29th day of October 1991 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "HH" District, in respect of the land located at the south-west corner of Upper Sherman Avenue and Limeridge Road East, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", and to repeal By-law No. 88-205 and By-law No. 90-273 in their entirety;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 9 of the 2nd Report of the Planning and Development Committee at its meeting held on the 28th day of January 1992, recommended that Zoning By-law No. 6593, as amended by By-law No. 91-206 be further amended to delete a video store as a permitted use in respect of the above-captioned land;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (a) of Section 3 of By-law No. 91-206 is amended by deleting paragraph 4.
2. Clause (a) of Section 3 of the said by-law is further amended by deleting the numerals 5, 6 and 7 and substituting in lieu thereof 4, 5 and 6.
3. In all other respects, By-law No. 91-206 is hereby confirmed, unchanged.
4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 3 of By-law No. 91-206.





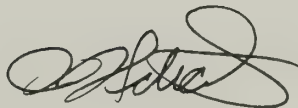
5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1246a.

6. Sheets No. E-27A and E-27B of the District Maps are amended by marking the lands referred to in section 2 of By-law No. 91-206, S-1246a.

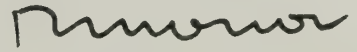
7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 28th day of January

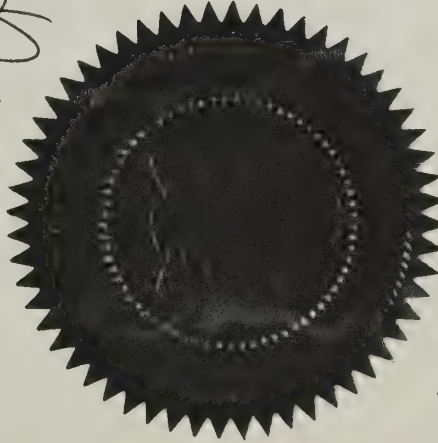
A.D. 1992.



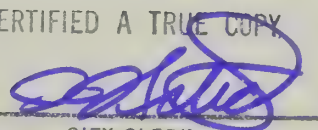
City Clerk



Mayor



CERTIFIED A TRUE COPY

  
CITY CLERK

(1992) 2 R.P.D.C. 9, January 28  
David John Armstrong, Owner  
ZA-91-37



BY-LAW NO. 92 - 047

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28TH DAY OF JANUARY A.D., 1992.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

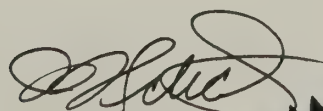
AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

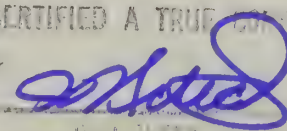
1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 28th day of January A.D. 1992

  
CITY CLERK



  
MAYOR

  
CERTIFIED A TRUE COPY





THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92 -048

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act of concrete sidewalks on the south-west corner of Stone Church Road and Upper Wentworth Street, as described in Schedule "A";
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Commissioner of Regional Engineering.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 17 of the 7th Report of the Transport & Environment Committee on April 30, 1991;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 6 of the 9th Report of the Finance & Administration Committee on April 30, 1991;

AND WHEREAS it is expedient to proceed without petition to undertake, as local improvements, the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act, R.S.O. 1980;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed, have not, within one (1) month after publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did, on the 27th day of November, 1991, issue Order No. E911260 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at a total estimated cost of \$20,990.00 and,
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$19,230.00.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

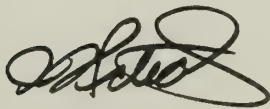
1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$20,990.00.





2. The share or portion of the estimated cost of the works in the amount of \$19,230.00 to be borne by the owners of the lands abutting directly on the works and the estimated cost per metre shall be rated as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth:
  - (a) to the extent sufficient to provide an amount not exceeding \$19,230.00;
  - (b) repayable over a term not exceeding twenty (20) years, chargeable to The Corporation of the City of Hamilton.
4. The Commissioner of Regional Engineering is hereby authorized to:
  - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
  - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this 11th day of February , A.D. 1992.

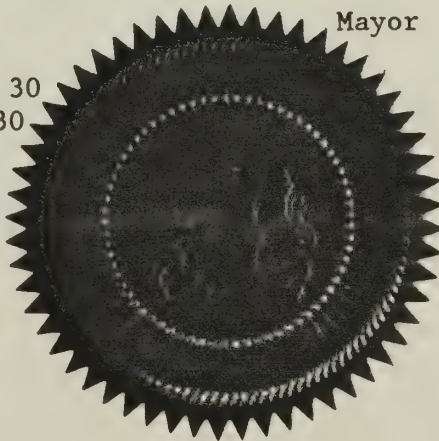


City Clerk



Mayor

(1991) 8 R.T.E.C. 17, April 30  
(1991) 9 R.F.A.C. 6, April 30





SCHEDULE "A"

The construction of concrete sidewalks on the south-west corner of Stone Church Road and Upper Wentworth Street at the costs not exceeding those set out below:

|                                   |                     |
|-----------------------------------|---------------------|
| City's Share                      | \$ 1,760.00         |
| Owners' Share                     | <u>19,230.00</u>    |
| TOTAL ESTIMATED COST              | <u>\$ 20,990.00</u> |
| Estimated Cost per metre frontage | \$ 86.00            |
| Fifteen (15) annual instalments   |                     |





THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92-049

TO STOP-UP, CLOSE AND RETAIN PORTIONS  
OF KELLY STREET

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 301 of The Municipal Act, Revised Statutes of Ontario, 1980, Chapter 302 to stop-up, close and retain any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton in adopting item 7 of the 14th Report of the Transport and Environment Committee on November 8, 1991 authorized the City to stop-up, close and retain portions of Kelly Street, being more particularly described as Parts 7 and 8 on Plan 62R-12040.

**AND WHEREAS** the Corporation of the City of Hamilton is the owner of the above described lands.

**AND WHEREAS** Notice of the City's intention to pass this By-law has been published as required by Section 301 of The Municipal Act for the four consecutive weeks; namely, January 9, 16, 23 and 30, 1992.

**AND WHEREAS** the Council of the Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this By-law.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portions of the highway described as,

Parts of Kelly Street, Registered Plan No. 255, designated as Parts 7 and 8 on Plan 62R-12040

City of Hamilton

Regional Municipality of Hamilton-Wentworth

is hereby stopped, closed and retained.

2. This By-law shall come into force and effect on the date of registration in the Land Registry Office for the Registry Division of Wentworth (No. 62)

**PASSED** this *11th* day of *February* A.D. 1992.



J. J. Schatz  
City Clerk



R. Morrow  
Mayor







THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92-050

TO STOP-UP, CLOSE AND RETAIN A PORTION  
OF ELGIN STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 301 of The Municipal Act, Revised Statutes of Ontario, 1980, Chapter 302 to stop-up, close and retain any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting item of the Report of the Transport and Environment Committee on authorized the City to stop-up, close and retain portions of Elgin Street, being more particularly described as Part 5 on Plan 62R-12040.

AND WHEREAS the Corporation of the City of Hamilton is the owner of the above described lands.

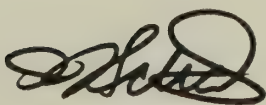
AND WHEREAS Notice of the City's intention to pass this By-law has been published as required by Section 301 of The Municipal Act for the four consecutive weeks; namely, January 9, 16, 23 and 30, 1991.

AND WHEREAS the Council of the Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portions of the highway described as,  
Part of Elgin Street, Registered Plan No. 255, designated as Part 5, Plan 62R-12040.  
City of Hamilton  
Regional Municipality of Hamilton-Wentworth  
are hereby stopped, closed and retained.
2. This By-law shall come into force and effect on the date of registration in the Land Registry Office for the Registry Division of Wentworth (No. 62)

PASSED this 11th day of February A.D. 1992.



J. J. Schatz  
City Clerk



R. Morrow  
Mayor





THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92- 051

TO CLOSE AND TO AUTHORIZE THE SALE OF GREENHILL AVENUE  
PARTS 5 AND 6, PLAN 62R-6273 EXCEPTING PART 3, PLAN 62R-7888

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 300 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, to stop-up, close and sell any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 29 of the 18th Report of the Transport and Environment Committee on October 29, 1985 authorized the City to stop-up, close and sell portions of Greenhill Avenue, being more particularly described as Parts 5 and 6 on Plan 62R-6273.

AND WHEREAS The Council of the Corporation of the City of Hamilton on February 25, 1986 enacted By-Law 86-79 to close a portion of Greenhill Avenue.

AND WHEREAS The Corporation of the City of Hamilton is the Owner of the above described lands;

AND WHEREAS Notice of the City's intention to pass this By-law has been published on January 25, 1986, February 1, 8, 15, 1986 as required by Section 300 of The Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portions of Greenhill Avenue described as:

Part of Greenhill Avenue, being part of Lot 34, Concession 4, in the geographic Township of Saltfleet, designated as Parts 5 and 6 on Plan 62R-6273 excepting Part 3 on Plan 62R-7888.

City of Hamilton, Regional Municipality of Hamilton-Wentworth

are hereby stopped up and closed;

2. That the soil and freehold in those portions of the street hereby stopped-up and closed, be retained by the Corporation of the City of Hamilton.
3. This by-law comes into force and effect on the date of registration of this by-law in the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this 11th day of February A.D. 1992.



J. J. Schatz  
City Clerk



R. Morrow  
Mayor







BY-LAW NO. 92 - 052

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 25 (Parking Time Limits)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting from **Section 5 (One Hour Limit)** the following item, namely:-

"Milton West commencing 198 feet north of Barton to Myler".

2. **Schedule 26 (No Parking Areas)** is hereby amended:-

a) by adding to **Section A (No Parking Anytime)** the following items, namely:-

"Milton West Barton to Myler  
Glen Vista East Greenhill to 328 feet south  
Bond West King to 130 feet south".

and by deleting therefrom the following item, namely:-

"Glen Vista West Bookstream to Greenhill".

b) by deleting from **Section C (No Parking 7:00 a.m. to 6:00 p.m., Monday to Saturday)** the following item, namely:-

"Bond West King to 104 ft. south".

3. **Schedule 26A (No Parking Areas)** is hereby amended by adding to **Section P (No Parking 6:00 a.m. to 6:00 p.m., Monday to Friday)** the following item, namely:-

"Carling North commencing at a point 153 feet east of Paradise to a point 113 feet easterly therefrom".

4. **Schedule 27 (Alternate Side Parking)** is hereby amended by deleting therefrom the following items, namely:-

"Milton Avenue East West  
Barton Street East to Myler Street  
  
Bond East West".  
King to Marion

and by adding thereto the following items, namely:-

"Bond East  
Marion to 85 feet south of King  
  
Bond West".  
Marion to 130 feet south of King

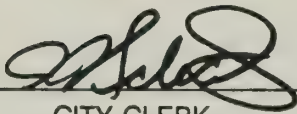




5. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following item, namely:-

"Mars                      South                      commencing at a point 163 feet                      Anytime".  
east of Emerald to a point 20 feet  
easterly therefrom

PASSED THIS *11th* DAY OF *February* , A.D. 19 *92*

  
CITY CLERK



  
MAYOR



BY-LAW NO. 92 -053

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Brucedale  
Brucedale  
London

Eastbound and Westbound  
Eastbound and Westbound  
Northbound

Prince George  
East 8th  
Edinburgh."

and be deleting therefrom the following item, namely:-

"East 8th

Northbound and Southbound

Brucedale."

PASSED THIS 11th DAY OF February , A.D. 19 92

  
CITY CLERK



  
MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 92-054

To Designate:

**PORTIONS OF THE NORTH END EAST AND WEST NEIGHBOURHOODS  
AS A COMMUNITY IMPROVEMENT PROJECT AREA**

**WHEREAS** subsection 28(2) of the Planning Act, R.S.O. 1990, Chapter P.13 provides as follows:

(2) Where there is an official plan in effect in a local municipality that contains provisions relating to community improvement in the municipality, the council may, by by-law, designate the whole or any part of an area covered by such an official plan as a community improvement project area;

**AND WHEREAS** the Official Plan of the City of Hamilton approved by the Minister on June 1, 1982, contains provisions relating to community improvement in the City of Hamilton;

**AND WHEREAS** it is desirable to designate portions of the North End East and West Neighbourhoods as a community improvement project area.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The area shown on Schedule "A" hereto annexed and forming part of this by-law, comprised in the North End East and West Neighbourhoods, is hereby designated as a community improvement project area.

**PASSED** this 11th day of February

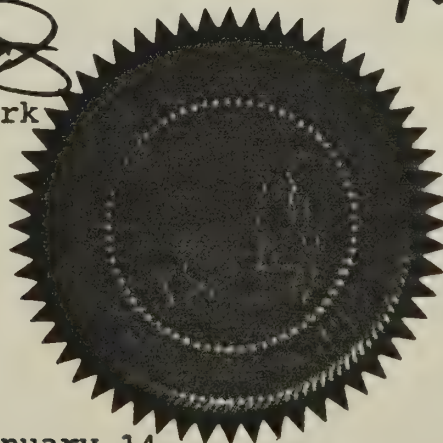
A.D. 1992.



City Clerk

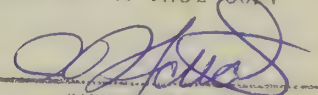


Mayor



(1992) 1 R.P.D.C. 31, January 14

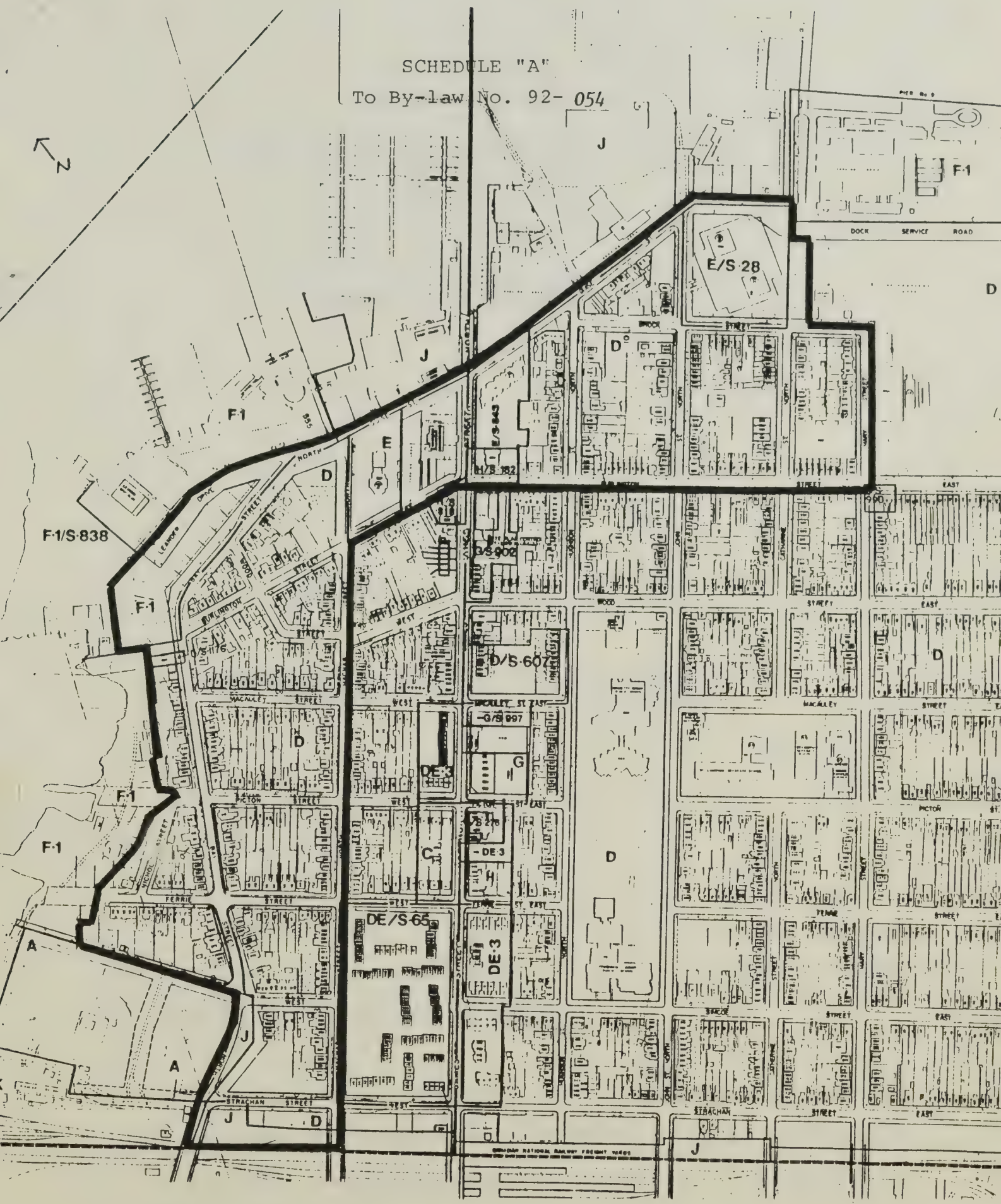
CERTIFIED A TRUE COPY

  
CITY CLERK





SCHEDULE "A"  
To By-law No. 92-054



NORTH END EAST AND WEST COMMUNITY IMPROVEMENT PROJECT AREA





The Corporation of the City of Hamilton

BY-LAW NO. 92-055

To Adopt:

Official Plan Amendment No. 105

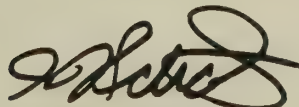
Respecting:

LAND LOCATED AT MUNICIPAL NO. 121 AUGUSTA STREET,  
WITHIN THE CORKTOWN NEIGHBOURHOOD

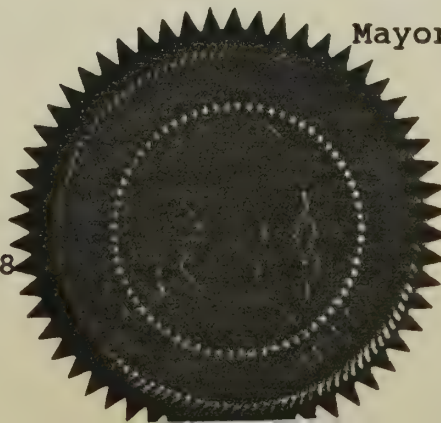
The Council of The Corporation of the City of Hamilton  
enacts as follows:

1. Amendment No. 105 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 11th day of February A.D. 1992.

  
City Clerk

  
Mayor





**Amendment No. 105**  
**to the**  
**City of Hamilton Official Plan**

The following text, together with Schedule B-1, attached hereto, constitute Official Plan Amendment No. 105.

**Purpose:**

The purpose of this Amendment is to establish a "Special Policy Area" within the "Residential" designation to permit general office uses within the existing structure.

**Location:**

The lands affected by this Amendment are for the property known municipally as No. 121 Augusta Street, within the Corktown Neighbourhood.

**Basis:**

The basis for permitting the proposal, general office uses within the existing structure, is as follows:

- 1) it is an adaptive re-use of an existing older industrial building which will improve its appearance within the neighbourhood;
- 2) the proposed use would be more compatible with the existing residential neighbourhood than the established non-conforming storage warehouse; and,
- 3) the change of use within the existing structure will not prejudice future development of the lands in accordance with the approved Corktown Neighbourhood Plan.

**Actual Changes:**

1. The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.55:

"In addition to the permitted uses set out in Subsection A.2.1 - Residential Uses, for those lands shown on Schedule "B-1" as SPECIAL POLICY AREA 60, and located at 121 Augusta Street, general office uses only within the existing building will be permitted."





2. The following be added to Schedule "B-1" - Other Special Policy Areas:

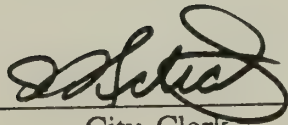
- Special Policy Area 60; and;
- "Area 60 refer to Policy A.2.9.3.55" in the legend, as shown on the attached Schedule "B-1" of this Amendment.

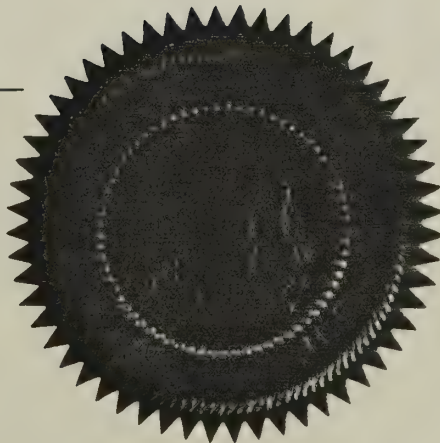
**Implementation:**

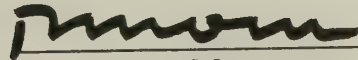
A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 92- 055 , passed on the 11th day of February , 1992.

**The Corporation of the  
City of Hamilton**

  
\_\_\_\_\_  
City Clerk



  
\_\_\_\_\_  
Mayor

KE/



The Corporation of the City of Hamilton

BY-LAW NO. 92-056

To Amend:

By-law No. 86-99  
As Amended by By-law No. 88-144

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF  
THE OTTAWA STREET NORTH BUSINESS IMPROVEMENT AREA**

**WHEREAS** By-law No. 86-99, passed on the 11th day of March 1986, provided for a Board of Management of the Improvement Area designated by By-law No. 86-31, passed on the 10th day of December 1985, known as the "Ottawa Street North Business Improvement Area", more particularly described in By-law No. 86-31, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

**AND WHEREAS** By-law No. 88-144, passed on the 31st day of May 1988 amended Schedule "B" of By-law No. 86-99 to appoint new members to the Board of Management;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton in adopting Item 21 of the 1st Report of the Planning and Development Committee at its meeting held on the 14th day of January 1992, directed that the composition of the Board of Management be further amended as hereinafter provided;

**AND WHEREAS** it is intended to further vary the composition of the Board of Management and to provide for certain editorial amendments relating thereto.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sections 2(a) and 2(b) of By-law No. 86-99 are amended by adding thereto, in the fifth and seventh lines respectively after the words "hereto annexed", the following phrase:

"and forming part of this by-law."

2. Schedule "A" referred to in clause 2(a) of By-law No. 86-99, as amended, is repealed and the following substituted therefor:

1. Alderman D. Drury
2. Alderman B. Morelli
3. Alderman G. Copps
4. Alderman D. Wilson





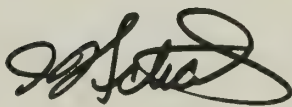
3. Schedule "B" referred to in clause 2(b) of By-law No. 86-99, as amended, is repealed and the following substituted therefor:

John Gut  
Gord Culshaw  
Lynne Zarubiak  
Joan Stafford  
John Driscoll  
Manny Freitas  
Clive Eynon  
Greta Munt

Textile Centre  
Culshaw's Cakes/A & B Catering  
Deblynn's Hair Salon  
Joan's Trims & Laces  
Price Busters Discount  
Wood's Redi-to-Finish Furniture  
D & E Good Home Bakery  
Greta's Flair

4. In all other respects, By-law No. 86-99, as amended, is hereby confirmed, unchanged.

PASSED this 11th day of February A.D. 1992.



City Clerk



Mayor



(1992) 1 R.P.D.C. 21, January 14



The Corporation of the City of Hamilton

BY-LAW NO. 92-057

To Amend:

By-law No. 86-212  
As Amended by By-law No. 87-229

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF  
THE INTERNATIONAL VILLAGE BUSINESS IMPROVEMENT AREA  
GENERALLY COVERING BOTH SIDES OF KING STREET EAST  
BETWEEN MARY STREET AND WELLINGTON STREET**

WHEREAS By-law No. 86-212, passed on the 25th day of June 1986, provided for a Board of Management of the Improvement Area designated by By-law No. 76-19, passed on the 27th day of January 1976, known as the "International Village Business Improvement Area", more particularly described in By-law No. 76-19, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS By-law No. 87-229, passed on the 28th day of July 1987, amended Schedule "B" of By-law No. 86-212 to appoint new members to the Board of Management;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 20 of the 1st Report of the Planning and Development Committee on the 14th day of January, 1992, directed that the composition of the Board of Management be further amended as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management and to provide for certain editorial amendments relating thereto.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2(a) of By-law No. 86-212 is amended by adding thereto in the fifth line after the words "hereto annexed", the following phrase:

"and forming part of this by-law."

2. Section 2(b) of By-law No. 86-212 is amended by adding thereto in the fifth line after the words "so assessed", the following phrase:

"and whose names are set out in Schedule "B" hereto annexed and forming part of this by-law."





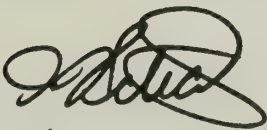
3. Schedule "B" referred to in clause 2(b) of By-law No. 86-212, as amended, is repealed and the following substituted therefor:

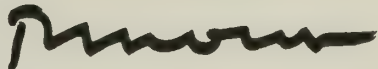
Agostino Ammendolia  
Bernie Martin  
Chris Merritt  
Dagmar Rudzewitsch  
Wolfgang Schoen  
Margaret Tsangarakis  
Jim Lyons  
Shakiel Baig  
Bob Siromsky

Ammendolia Real Estate  
Rehak's Pastry Shop  
Manager, C.I.B.C.  
Seaway Travel  
Black Forest End  
It's All Greek To Me  
The Card Shark  
Rock 'N Tees  
Bad Bob's

4. In all other respects, By-law No. 86-212, as amended, is hereby confirmed, unchanged.

PASSED this 11th day of February A.D. 1992.

  
City Clerk

  
Mayor



(1992) 1 R.P.D.C. 20, January 14



The Corporation of the City of Hamilton

BY-LAW NO. 92- 058

To Amend:

By-law No. 86-73  
As Amended by By-law No. 87-148

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF  
THE BUSINESS IMPROVEMENT AREA GENERALLY BOUNDED BY  
KING WILLIAM STREET, MARY STREET, MAIN STREET EAST  
AND JAMES STREET NORTH**

**WHEREAS** By-law No. 86-73, passed on the 11th day of February 1986, continued the Board of Management established by By-law No. 83-71, passed on the 22nd day of February 1983, of the Improvement Area designated by By-law No. 82-151, passed on the 29th day of June 1982, known as the "Downtown Promenade Business Improvement Area", more particularly described in By-law No. 82-151, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

**AND WHEREAS** By-law No. 87-148, passed on the 12th day of May 1987 amended Schedule "B" of By-law No. 86-73 to appoint a new member to the Board of Management;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton in adopting Section 19 of the 1st Report of the Planning and Development Committee on the 14th day of January, 1992, directed that the composition of the Board of Management be further amended as hereinafter provided;

**AND WHEREAS** it is intended to further vary the composition of the Board of Management, and to provide for certain editorial amendments relating thereto.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sections 2(a) and 2(b) of By-law No. 86-73 are amended by adding thereto in the fifth and sixth lines respectively after the words "hereto annexed", the following phrase:

"and forming part of this by-law."

2. Schedule "B" referred to in clause 2(b) of By-law No. 86-73, as amended, is repealed and the following substituted therefor:

Marcel Mongeon -  
Ray Harris  
Daniel Marissen  
Paul Pappas  
Jordan Livingston  
Reggie Titian  
Wilf Gerofsky

Royal Connaught Hotel  
Harris & Henderson  
Durward Jones Barkwell & Co.  
Grapes & Things  
Jordan Livingston Furs  
Reggie's Music & Sound  
Leeds of Hamilton



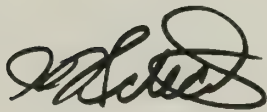


Greg Gouthreau ✓  
Al Spadero ✓  
David Lee  
Sam Scime  
Tom Tarpos  
Marvin Caplan

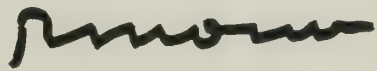
Hamilton Holiday Inn  
Central Guaranty Trust  
South Side  
C.I.B.C.  
Uncle Tommy's  
Marvin Caplan Gentlemen's  
Apparel

3. In all other respects, By-law No. 86-73, as amended, is hereby confirmed, unchanged.

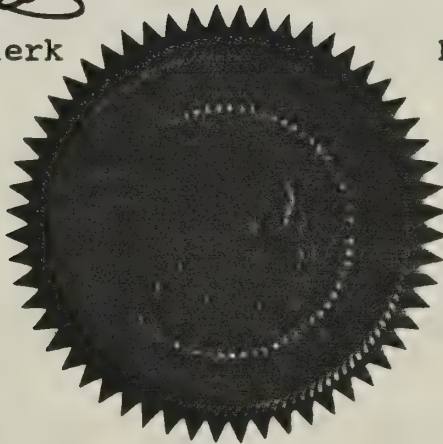
PASSED this 11th day of February A.D. 1992.



City Clerk



Mayor



(1992) 1 R.P.D.C. 19, January 14



The Corporation of the City of Hamilton

BY-LAW NO. 92-059

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 623 UPPER JAMES STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 104, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, 1983.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-7 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "E" (Multiple Dwellings, Lodges, Clubs, etc.) District provisions, as contained in Section 11 of Zoning By-law No. 6593, applicable to the lands comprised in Blocks 1 and 2, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 11.(2)(ii) of By-law No. 6593, the maximum building height shall not exceed 5 storeys;
- (b) notwithstanding Section 11.(3)(ii)(b) of By-law No. 6593, a northerly side yard of not less than 3.4 m shall be provided and maintained;
- (c) notwithstanding Section 11.(3)(ii)(b) of By-law No. 6593, a southerly side yard of not less than 3.0 m shall be provided and maintained;





- (d) notwithstanding Section 11.(5) of By-law No. 6593, not more than 34 dwelling units shall be permitted;
- (e) notwithstanding Section 11.(6) of By-law No. 6593, a landscaped area of not less than 575 m<sup>2</sup> shall be provided and maintained;
- (f) notwithstanding Section 18A.(1) of By-law No. 6593, not less than 41 parking spaces shall be provided and maintained.

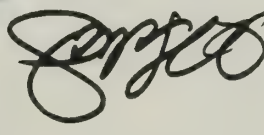
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E" District provisions, subject to the special requirements referred to in section 2.

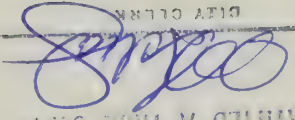
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1254.

5. Sheet No. E-7 of the District Maps is amended by marking the lands referred to in section 2 of this by-law, S-1254.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

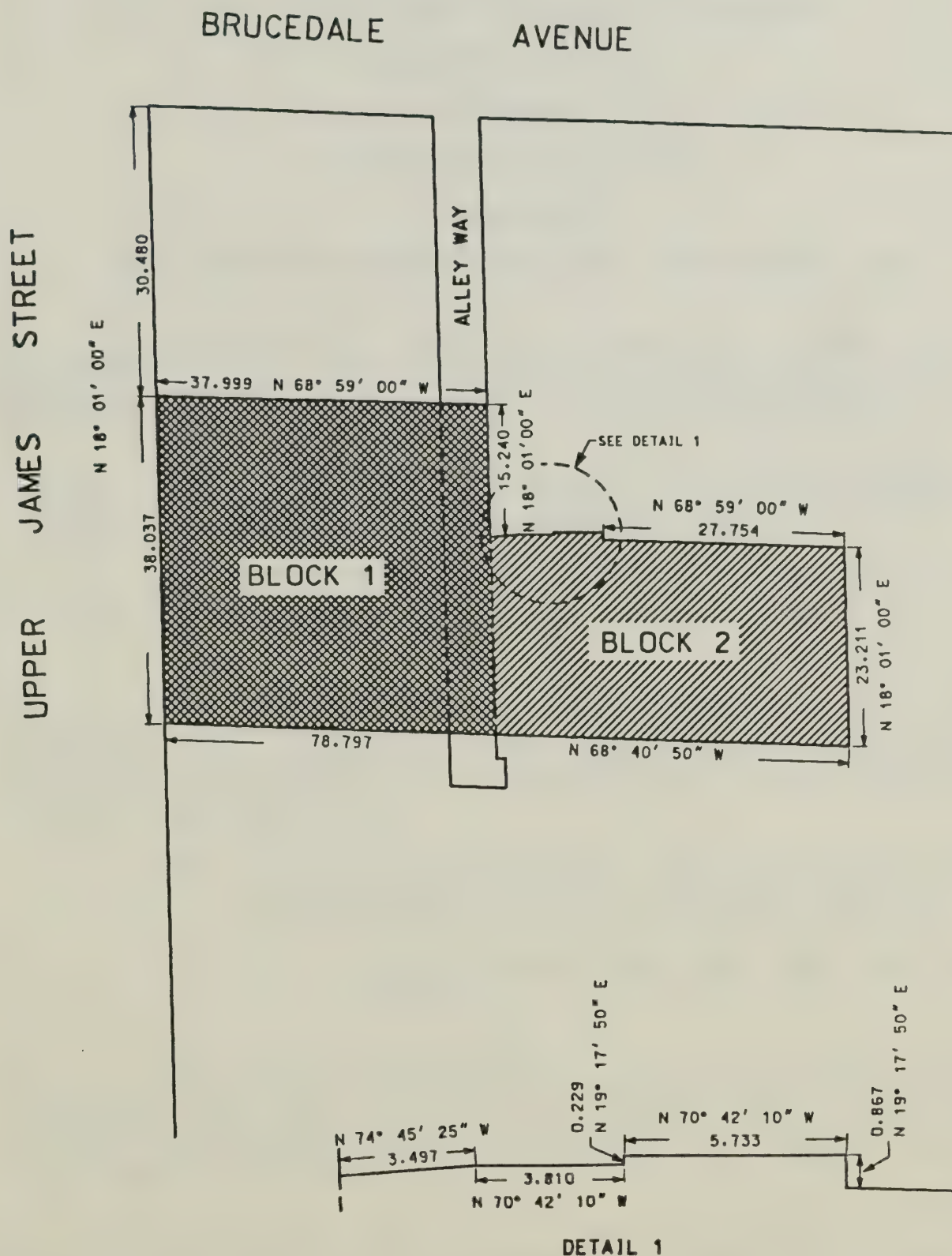
PASSED this 11th day of February A.D. 1992.

 City Clerk  
  
 Mayor

CERTIFIED A TRUE COPY  
  
 CITY CLERK

(1992) 1 R.P.D.C. 36(b), January 14  
 Kingdom Properties Inc., Prospective Owner  
 ZA-91-49





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-059  
Passed the 11th day of February, 1992.

*[Signature]*

Clerk

*[Signature]*

Mayor

## City of Hamilton Schedule A

Map Forming Part of  
By-Law No. 92-059  
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend



Change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District, modified.



Modification to the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District.

North



Scale  
NOT TO SCALE

Date  
JANUARY, 1992

Reference File No.  
ZA 91-49

Drawn By  
L.B.





The Corporation of the City of Hamilton

BY-LAW NO. 92- 060

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 100 CONFEDERATION DRIVE

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "AA" (Agricultural) District provisions, as contained in Section 7A of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding Section 7A(1) of By-law No. 6593, the following accessory commercial use shall be permitted only within the existing building:

1. a penny arcade having not more than thirty machines.

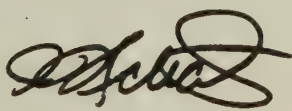
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "AA" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1253.

4. Sheet No. E-101 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1253.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

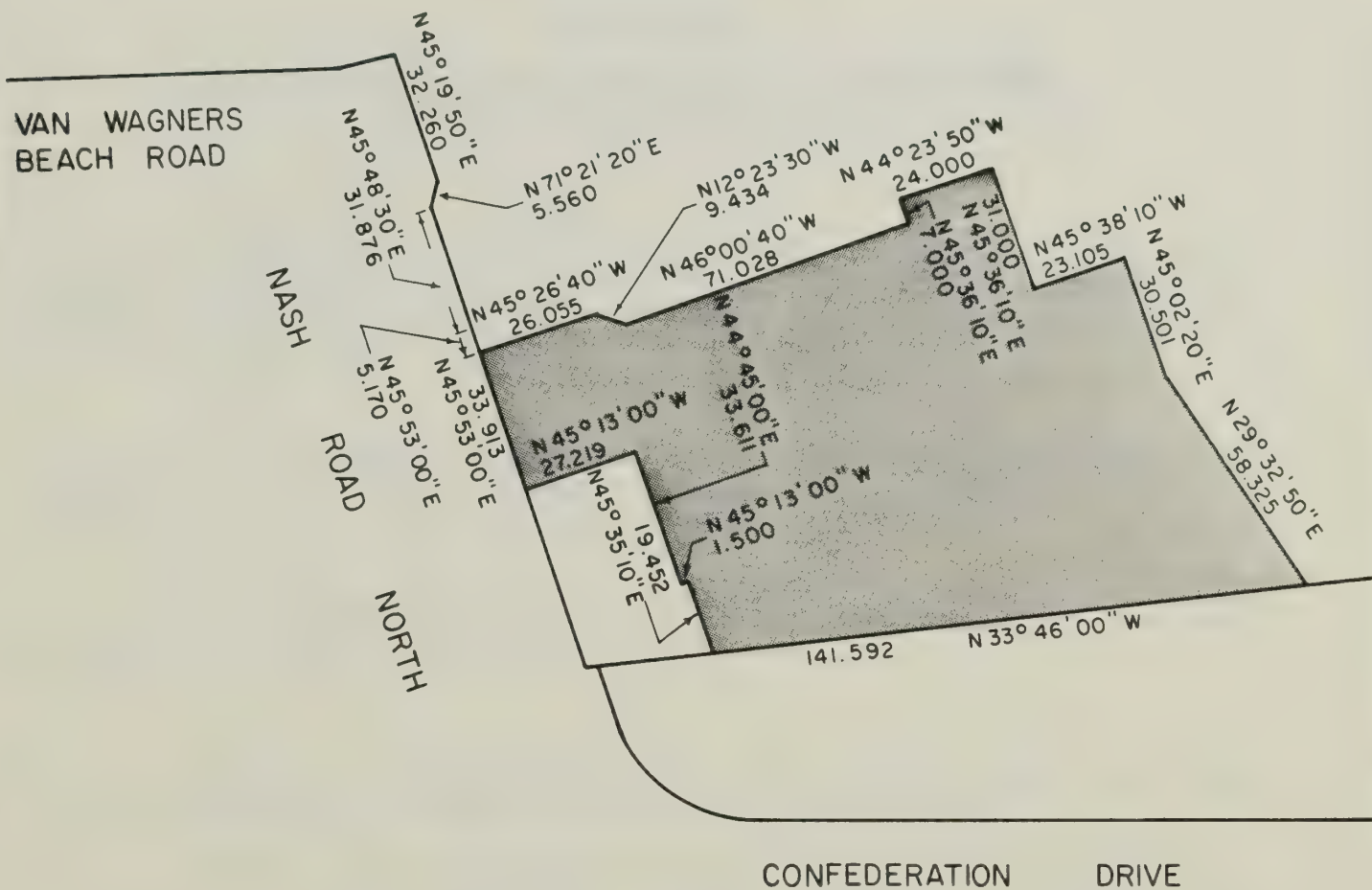
PASSED this 11th day of February A.D. 1992.

  
City Clerk

  
Mayor







NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-060  
Passed the 11th day of February, 1992.

  
Clerk

  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 92-060

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend



Lands to be regulated by  
By-Law No. 92-060

North



Scale  
NOT TO SCALE

Date  
JANUARY, 1992

Reference File No.  
ZA 91-47

Drawn By  
L.B.





The Corporation of the City of Hamilton

BY-LAW NO. 92- 061

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED ON THE WEST SIDE OF COOTES DRIVE,  
NORTH OF MAIN STREET WEST**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. W-45 and W-46 of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the lands comprised in Blocks 1 and 2, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 14.(1) of By-law No. 6593, the following residential uses shall be permitted within the same building:
  - 1. a lodging house not for gain with separate cooking facilities having not more than 15 lodging rooms; and
  - 2. one accessory Class "A" dwelling unit;
- (b) notwithstanding Section 14.(3)(ii) of By-law No. 6593, an easterly side yard not less than 1.5 m in width shall be provided and maintained;
- (c) notwithstanding Section 14.(3)(iii) of By-law No. 6593, a rear yard not less than 1.0 m in depth shall be provided and maintained;



- (d) notwithstanding Section 18A.(1)(a) of By-law No. 6593, at least one parking space for each lodging room and one parking space for the accessory dwelling unit shall be provided and maintained; and
- (e) Sections 18A.(11) and (12) of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 2.

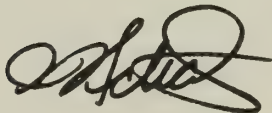
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1256.

5. Sheets No. W-45 and W-46 of the District Maps are amended by marking the lands referred to in section 2 of this by-law, S-1256.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 11th day of February

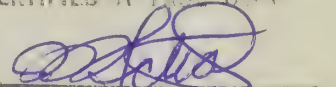
A.D. 1992.

  
City Clerk



  
Mayor

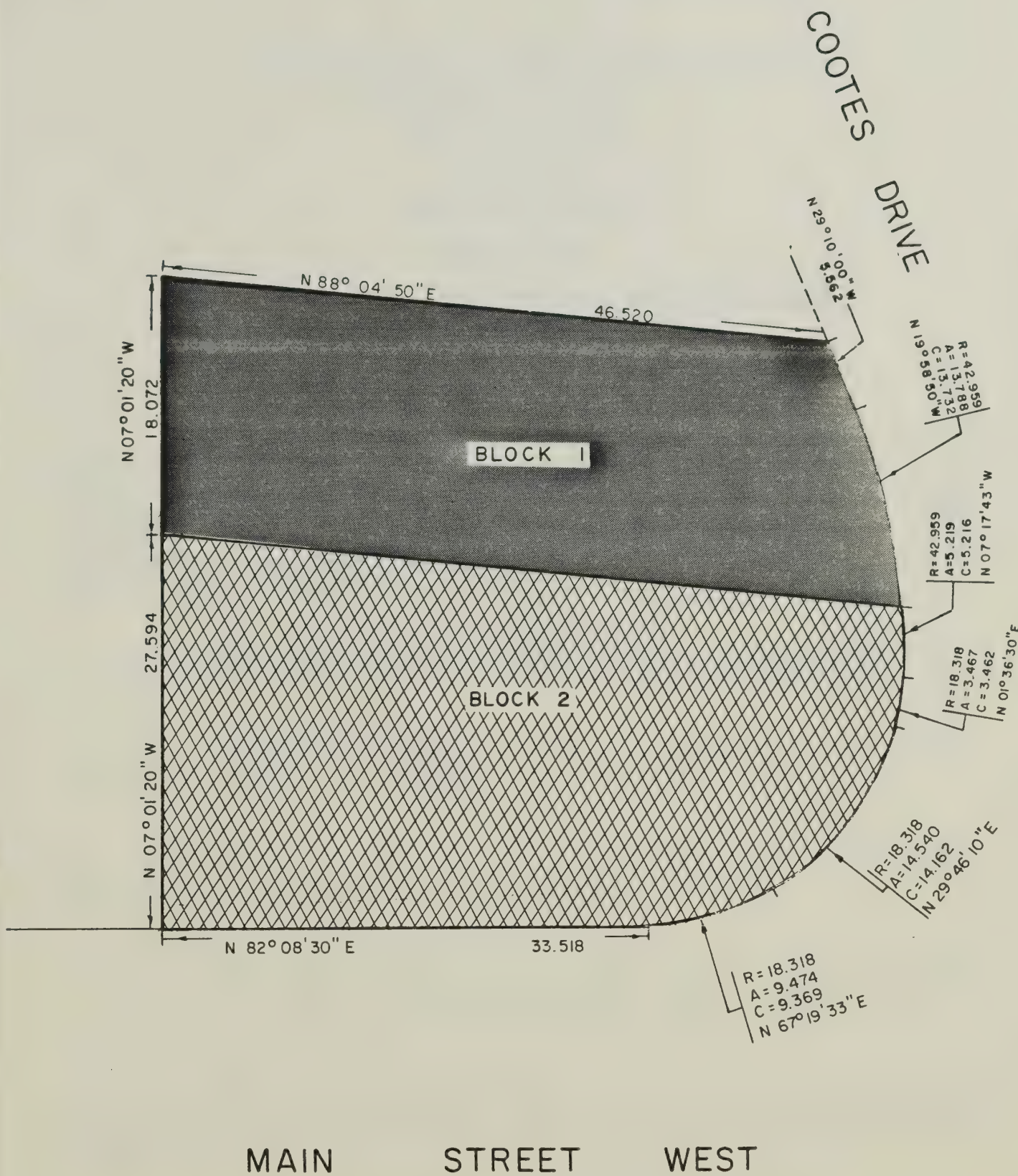
CERTIFIED A TRUE COPY

  
CITY CLERK

(1992) 1 R.P.D.C. 38(a), January 14  
Kids Care Oncology Central West,  
Prospective Owner  
ZA-91-53

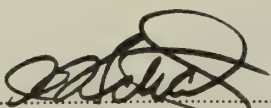






NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-061.  
Passed the 11th day of February, 1992.

  
Clerk

  
Mayor

City of Hamilton

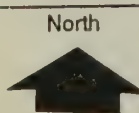
## Schedule A

Map Forming Part of  
By-Law No. 92-061....  
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend

-  BLOCK 1 Change in zoning from "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District, modified.
-  BLOCK 2 Modification to the "H" (Community Shopping and Commercial, etc.) District.



Scale  
NOT TO SCALE

Date  
JANUARY, 1992

Reference File No.  
ZA91-53

Drawn By  
T.A.





The Corporation of the City of Hamilton

BY-LAW NO. 92- 062

To Establish:

Site Plan Control

Respecting:

**LANDS LOCATED ON THE WEST SIDE OF COOTES DRIVE,  
NORTH OF MAIN STREET WEST**

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

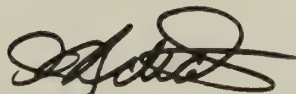
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

138. Lands located on the west side of Cootes Drive, north of Main Street West, shown on Appendix 138 hereto annexed and forming part of this by-law.

2. Appendix 138 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this 11th day of February A.D. 1992.



City Clerk

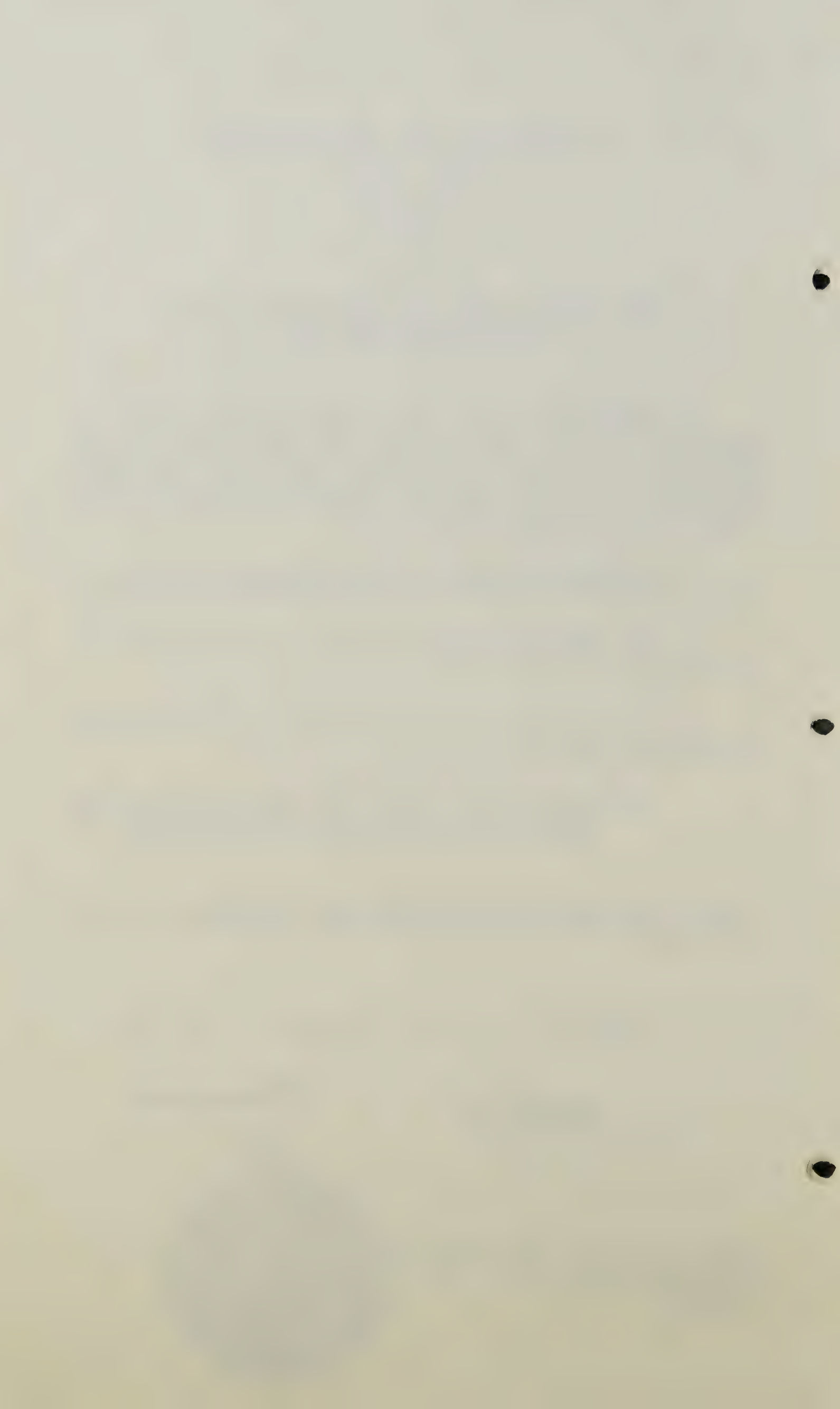


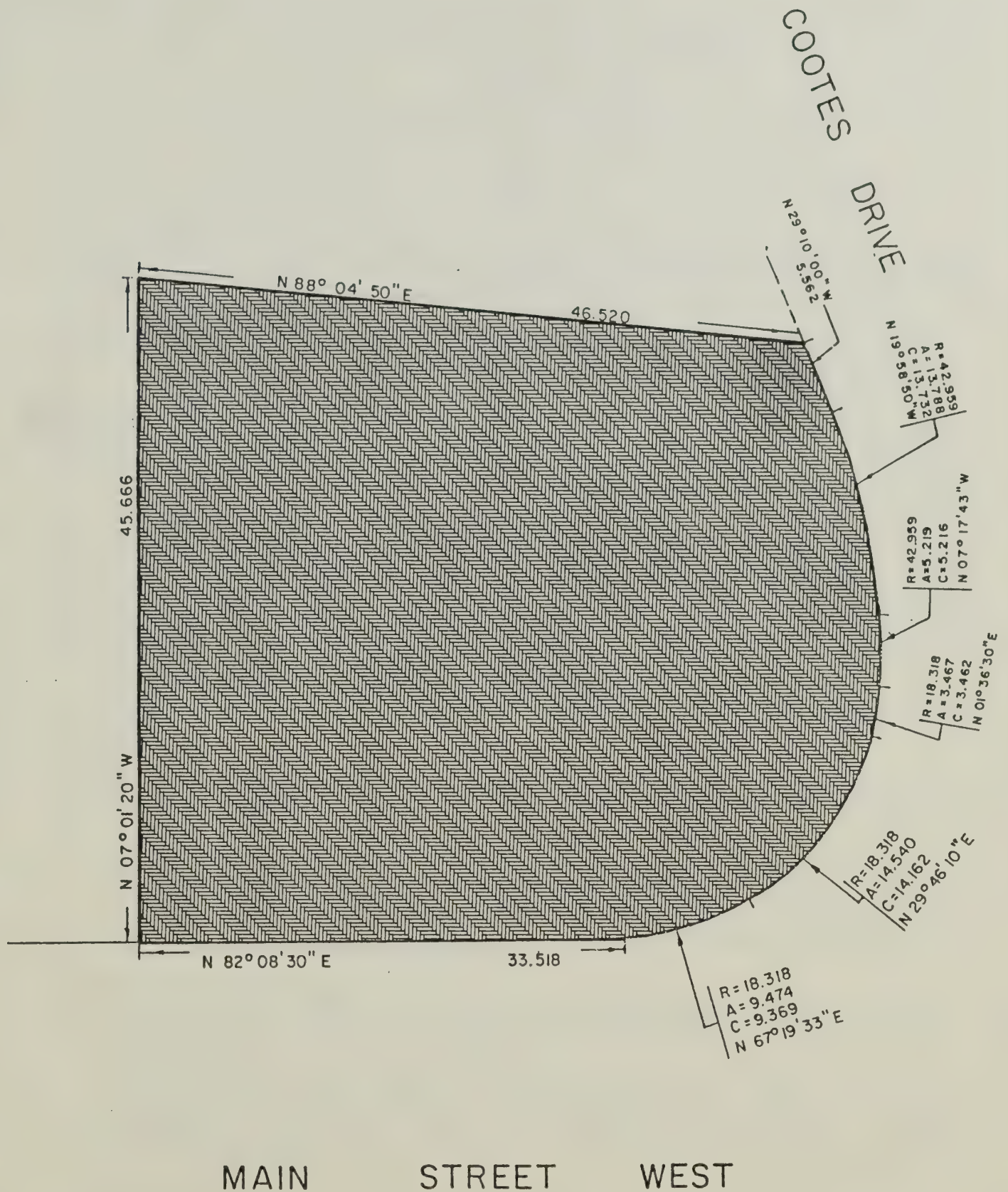
Mayor

(1992) 1 R.P.D.C. 38(b), January 14  
Kids Care Oncology Central West,  
Prospective Owner  
ZA-91-53



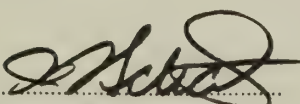


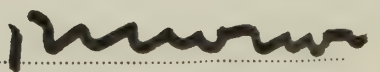




NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-062  
 Passed the 11th day of February, 1992.

  
 Clerk

  
 Mayor

City of Hamilton  
**Appendix 138**  
 to By-Law No.79-275

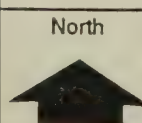
as Amended by  
 By-Law No.87-223

Regional Municipality of Hamilton-Wentworth  
 Planning and Development Department

Legend



Lands Designated Under this By-Law  
 as an area of Site Plan Control pursuant  
 to Section 40 of the Planning Act.



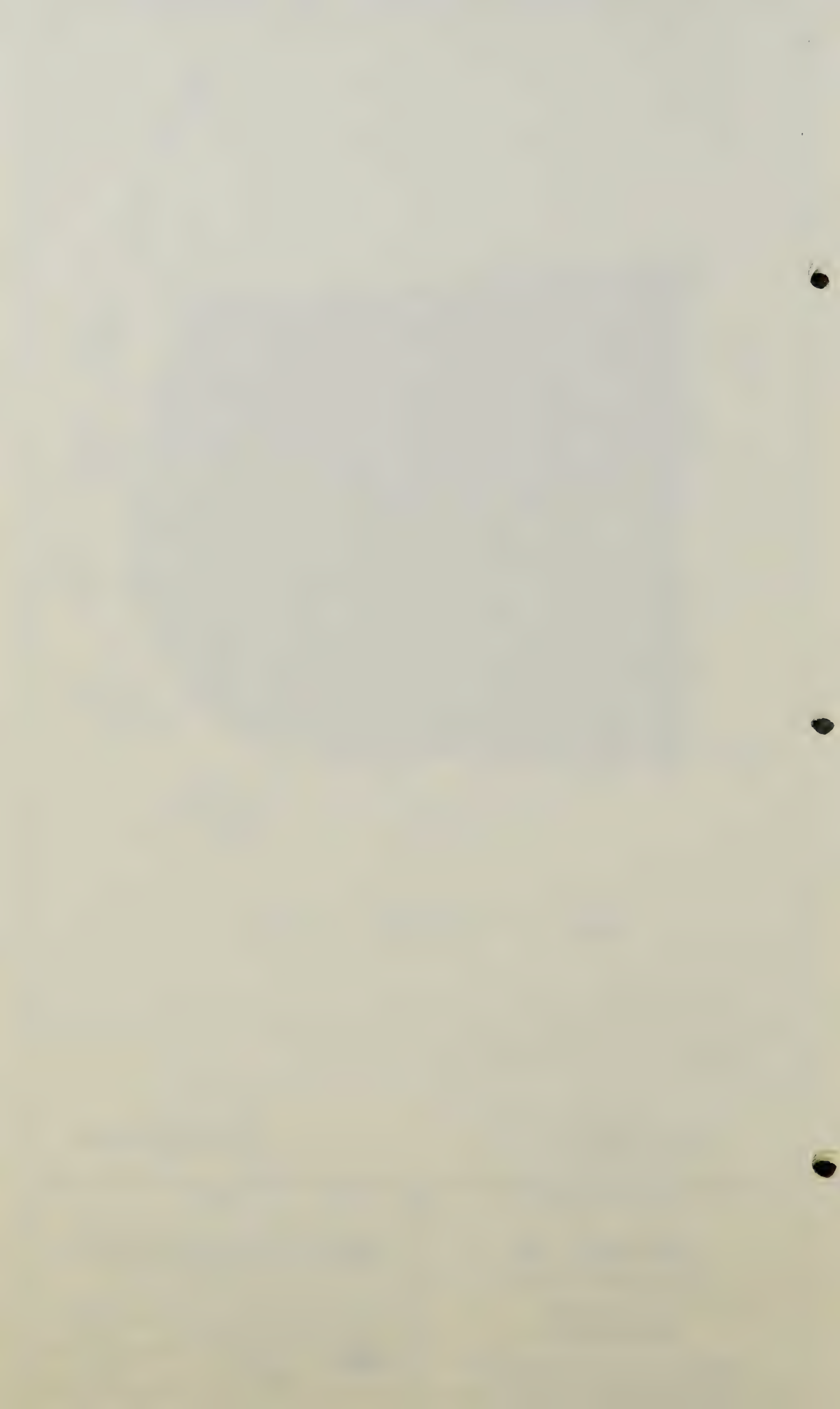
North

Scale  
 NOT TO SCALE

Date  
 JANUARY, 1992

Reference File No.  
 ZA91-53

Drawn By  
 T.A.





The Corporation of the City of Hamilton

BY-LAW NO. 92-063

To Amend Various Licensing By-laws Respecting:

**FINES**

WHEREAS The Corporation of the City of Hamilton passed By-laws No. 76-32, 79-144, 79-323, 80-259, and 90-198 respectively to licence and regulate various activities, and to provide fines for the breach of such by-laws;

AND WHEREAS it is desirable to update the various by-laws referred to, so that they now provide for the maximum fines allowed under provincial law;

AND WHEREAS the Municipal Act, R.S.O. 1990, Chapter M.45, section 329 now provides that fines for by-laws passed under sections 224 and 225 allow maximum penalties of \$25,000.00 upon conviction of a person, and \$50,000.00 on conviction of a corporation, applicable to Body Rub and Adult Entertainment Parlour By-laws;

AND WHEREAS section 320 of the Municipal Act, which applies to by-laws of the municipality dealing with fireworks, lodging houses, and the various activities licensed under the City of Hamilton Licensing Code, 1979, provides only that breach of a municipal by-law is an offence, and the Provincial Offences Act, R.S.O. 1990, Chapter P.33, now supplies the penalty for such offences, currently being a maximum fine of \$5,000.00;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 79-323, being the City of Hamilton Licensing Code applying to various activities, is amended by revoking Section 18, and substituting the following as section 18:

"18. Every person who contravenes any provision of this by-law or of a schedule hereof, and every director and officer of a corporation who concurs in such contravention by the corporation, is guilty of an offence, and upon conviction is subject to a fine not exceeding \$5,000.00, in addition to the costs of prosecution."

2. By-law No. 80-259, being the Second-Level Lodging Houses By-law, is amended by revoking Subsection 49(1), and substituting the following as subsection 49(1):

"49(1) Every person who contravenes any provision of this by-law, and every director and officer of a corporation who concurs in such contravention by the corporation, is guilty of an offence, and upon conviction is subject to a fine not exceeding \$5,000.00, in addition to the costs of prosecution."

3. Subsection 24(1) of By-law No. 79-144, being the Adult Entertainment Parlour By-law, is amended by deleting the amount "\$10,000.00" in the fourth line, and replacing it with the amount "\$25,000.00".

4. Subsection 24(2) of By-law No. 79-144 is amended by deleting the amount "\$25,000.00" in the third line, and replacing it with the amount "\$50,000.00".

5. By-law 76-32, being the Body Rub Parlour By-law, is amended by revoking section 24 in its entirety, and substituting the following as section 24:

"24. (1) Every person who contravenes any provision of this by-law and every director or officer of a corporation who concurs in such contravention by the corporation, is guilty of an offence and on conviction is liable to a fine not exceeding \$25,000.00 or to imprisonment for a term not exceeding one year, or to both.

(2) Every day of default of compliance with any provision of this by-law shall constitute a separate offence.



(3) Where a corporation is convicted of an offence under subsection (1), the maximum penalty that may be imposed on the corporation is \$50,000.00 and not as provided therein."

6. By-law No. 90-198, being the Fireworks By-law, is amended by revoking Section 31, and substituting the following as section 31:

"31. Every person who contravenes any provision of this by-law, and every director and officer of a corporation who concurs in such contravention by the corporation, is guilty of an offence, and upon conviction is subject to a fine not exceeding \$5,000.00, in addition to the costs of prosecution."

7. In all other respects, By-laws No. 76-32, 79-144, 79-323, 80-259, and 90-198, as may have been otherwise previously amended, are hereby confirmed without change.

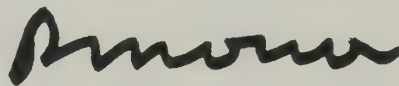
8. This by-law comes into force and effect on the date of enactment.

PASSED this 11th day of February

A.D. 1992.



City Clerk



Mayor

(1992)



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92- 064

To Appoint:

AN ACTING CLERK

WHEREAS Subsection 73(3) of the Municipal Act, R.S.O. 1990, Chapter M.45 provides as follows:

73(3) When the office of Clerk is vacant or the Clerk is unable to carry on his/her duties through illness or otherwise, the Council may appoint a temporary Acting Clerk who shall have all the powers and duties of the Clerk under this and every other Act.

AND WHEREAS it is intended to provide for the continuance of the normal operations of the Clerk's Department and the duties of the Clerk during the absence of the Clerk through illness or otherwise, including vacation.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. Either of Stanley G. Hollowell or John D. Thompson is appointed Acting Clerk and shall assume the duties and responsibilities during the absence of the Clerk through illness or otherwise, including vacation.

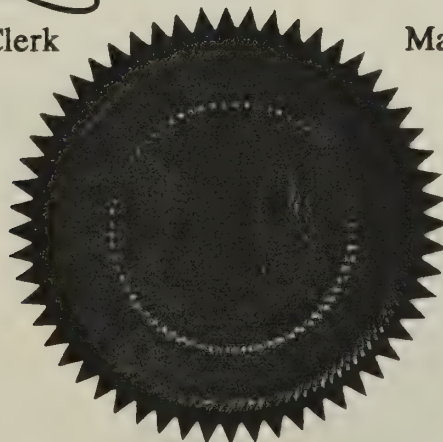
PASSED this 11th day of February, A.D. 1992.

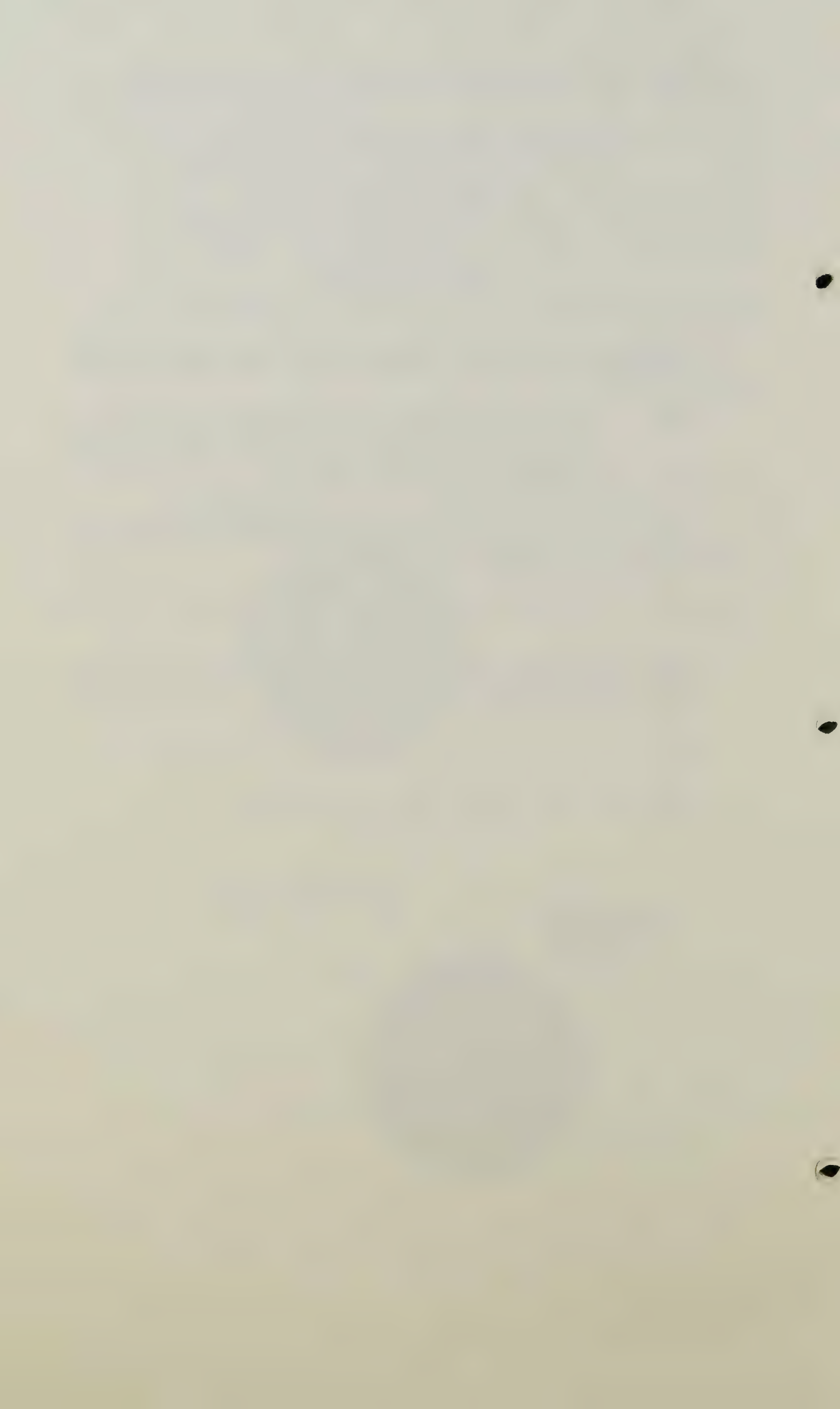


City Clerk



Mayor





BY-LAW NO. 92 -065

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 11TH DAY OF FEBRUARY A.D., 1992.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

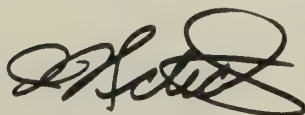
AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 11th day of February A.D. 1992



CITY CLERK



MAYOR







The Corporation of the City of Hamilton

BY-LAW NO. 92-066

Being a by-law to appoint

JOSEPH J. SCHATZ

City Clerk

**WHEREAS** section 73 of the Municipal Act, R.S.O. 1990, Chapter M.45 requires the Council to appoint a Clerk;

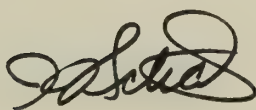
**AND WHEREAS** in adopting Item 11(b) of the 17th Report of the Finance and Administration Committee at its meeting on September 24th, 1991, the Council resolved to appoint J.J. Schatz City Clerk for a period of 5 years effective January 1st, 1992

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

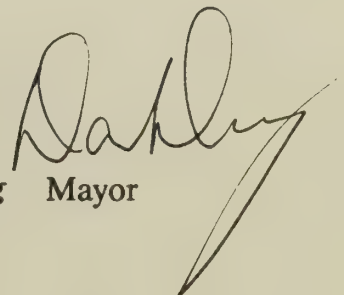
1. Joseph J. Schatz is hereby appointed City Clerk for the 5-year period from January 1st, 1992 to December 31st, 1997.
2. In addition to the duties required to be performed under any statute, Joseph J. Schatz shall perform such other duties as may, from time to time, be assigned to the Clerk by by-law of the Council.
3. By-law No. 89-345 is hereby repealed.
4. This By-law takes effect January 1st, 1992.

**PASSED** this 25th day of February

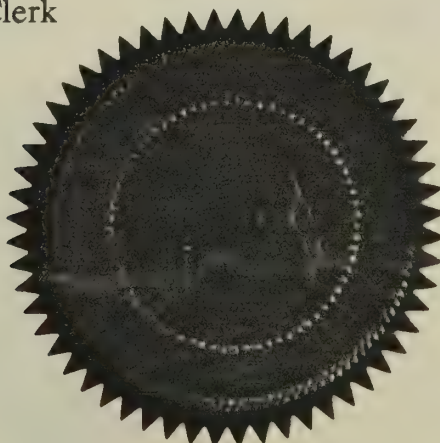
A.D. 1992.



City Clerk



Acting Mayor





**BY-LAW NO. 92 - 067**

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 25TH DAY OF FEBRUARY A.D., 1992.**

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

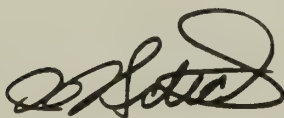
AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

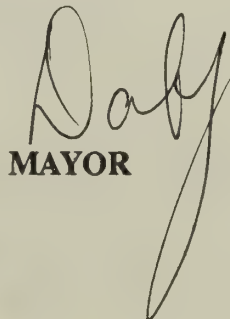
1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this    25th    day of    February           A.D. 1992



CITY CLERK

Acting



MAYOR







THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92- 068

TO INCORPORATE BLOCK 44, PLAN 62M-688  
INTO WESTLAWN DRIVE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Westlawn Drive by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Westlawn Drive.

Part of Parcel Reserves -1, Section 62M-688

Being all of Block 44, Plan 62M-688

City of Hamilton

Regional Municipality of Hamilton-Wentworth

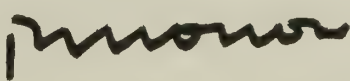
being part of the Parcel.

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

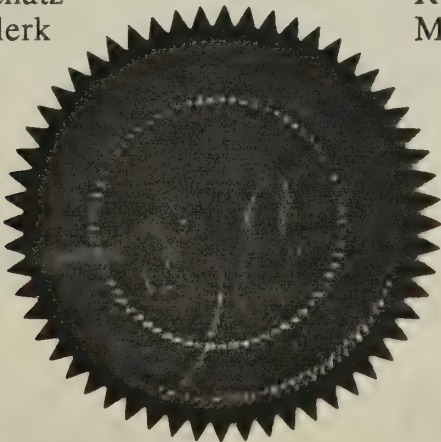
**PASSED** this 10th day of March A.D. 1992.



J. J. Schatz  
City Clerk



R. Morrow  
Mayor



f

f

17

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 92-069**

**TO AUTHORIZE THE SALE OF PART OF AN ALLEY  
ACCORDING TO REGISTERED PLAN NO. 541**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, to sell any highway or part of a highway;

**AND WHEREAS** The City of Hamilton does hereby intend to authorize the sale of of Parts 1 and 2 on Plan 62R-11914 which is a portion of the closed part of the alley;

**AND WHEREAS** The Corporation of the City of Hamilton is the registered owner of the land adjacent and to the north of the said portion of the closed alley and the purchasers named in paragraph 1 below are the owners of the land adjacent to the other side of the said portion of the closed alley, the said land known as Lot 50 on Registered Plan 541, and The Corporation of the City of Hamilton does not require the portion of the said part of the closed alley adjacent to its land;

**AND WHEREAS** the Council of the Corporation of the City of Hamilton approved at its meeting July 30, 1991, in adopting Item 9 of the 10th Report of the Transport and Environment Committee, the sale to Frederick and Wilma Daskaluk, of the said Parts 1 and 2, 62R-11914 lying immediately adjacent to Lot 50, Registered Plan number 541, for the sum of \$2.00, all in accordance with and subject to the terms and conditions of an Agreement dated July 3, 1991, subject to the highway closing and sale procedures in the Registry Act and the Municipal Act;

**AND WHEREAS** The Corporation of the City of Hamilton is the Owner of the portions of the said closed alley;

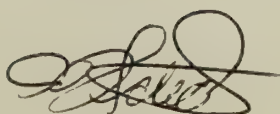
**AND WHEREAS** Notice of the City's intention to pass this By-law to authorize the said sale has been published on February 5, 12, 19 and 26, 1992 as required by Section 300 of The Municipal Act;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this by-law.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the soil and freehold in those portions of the said portion of the closed alley described as Parts 1&2, Plan 62R-11914, be sold to the owners of Lot 50 on Registered Plan 541, namely Frederick and Wilma Daskaluk, or their successors in title, for the sum of \$2.00, in accordance with the provisions of the agreement above noted.

**PASSED** this *10th* day of *March* A.D. 1992.



J. J. Schatz  
City Clerk



R. Morrow  
Mayor







## BY-LAW NO. 92 - 070

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 24 (Parking Meter Locations)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting from **Section 2(b) (Two Hour Limit)** the following item, namely:-

|         |      |                                       |
|---------|------|---------------------------------------|
| "Walnut | West | Jackson to 154 feet north of Hunter". |
|---------|------|---------------------------------------|

and by adding thereto the following item, namely:-

|         |      |                                       |
|---------|------|---------------------------------------|
| "Walnut | West | Jackson to 131 feet north of Hunter". |
|---------|------|---------------------------------------|

2. **Schedule 25 (Parking Time Limits)** is hereby amended by deleting from **Section 7** the following item, namely:-

|          |      |                      |
|----------|------|----------------------|
| "Linwood | Both | Aberdeen to Stanley" |
|----------|------|----------------------|

and by adding thereto the following item, namely:-

|          |      |                       |
|----------|------|-----------------------|
| "Linwood | Both | Homewood to Stanley". |
|----------|------|-----------------------|

3. **Schedule 25A (Parking Time Limits)** is hereby amended:

a) by deleting from **Section 5 (One Hour Limit)** the following items, namely:-

|         |      |                            |
|---------|------|----------------------------|
| "Walnut | West | Hunter to 154 feet north". |
|---------|------|----------------------------|

and by adding thereto the following item, namely:-

|           |      |                                                                                |
|-----------|------|--------------------------------------------------------------------------------|
| "Walnut   | West | from a point 54 feet north of Hunter to<br>a point 77 feet northerly therefrom |
| West 32nd | East | Bendamere to 121 feet north                                                    |
| West 32nd | West | Bendamere to 123 feet north".                                                  |

b) by adding thereto the following Section, namely:-

"29 **Three Hour Limit** between the hours of 8 o'clock in the forenoon and 5 o'clock in the afternoon on the following streets or parts of streets, excepting such parts of some where parking or stopping is prohibited.

| <u>STREET</u> | <u>SIDE</u> | <u>LOCATION</u>              |
|---------------|-------------|------------------------------|
| Gloucester    | East        | Aberdeen to 147 feet south". |

4. **Schedule 26 (No Parking Areas)** is hereby amended by adding to **Section A (No Parking Anytime)** the following items, namely:-

|             |       |                                                                                   |
|-------------|-------|-----------------------------------------------------------------------------------|
| "Gloucester | West  | Aberdeen to Inglewood                                                             |
| Gloucester  | East  | from a point 147 feet south of Aberdeen<br>to a point 91 feet southerly therefrom |
| McElroy     | North | West 3rd to West 5th".                                                            |



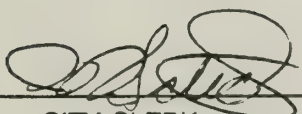
5. Schedule 27 (Alternate Side Parking) is hereby amended by deleting therefrom the following item, namely:-

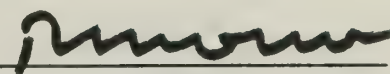
|                                     |      |        |
|-------------------------------------|------|--------|
| "Grosvenor Avenue North             | East | West". |
| Dunsmure Road to Cannon Street East |      |        |

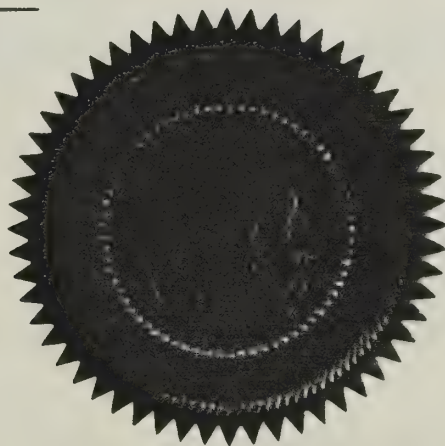
and by adding thereto the following items, namely:-

|                        |      |        |
|------------------------|------|--------|
| "Grosvenor             |      |        |
| Dunsmure to Roxborough | East | West   |
| Grosvenor              |      |        |
| Roxborough to Cannon   | West | East". |

PASSED THIS 10th DAY OF March , A.D. 1992

  
CITY CLERK

  
MAYOR







## BY-LAW NO. 92 - 071

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 2 (Lower Speed on Certain Highways)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"Owen Place                      King                      Greenford                      40".

2. **Schedule 10 (Stops at Intersections)** is hereby amended by adding thereto the following item, namely:-

"Violet                      Eastbound and Westbound                      Grandville".

3. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following item, namely:-

"Tolton                      West                      commencing at a point 123 feet                      Anytime".  
north of Roxborough to a point  
25 feet northerly therefrom

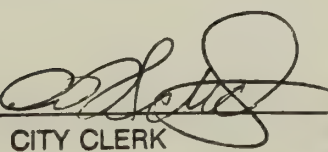
4. **Schedule 31 (School Bus Loading Zones)** is hereby amended by adding thereto the following item, namely:-

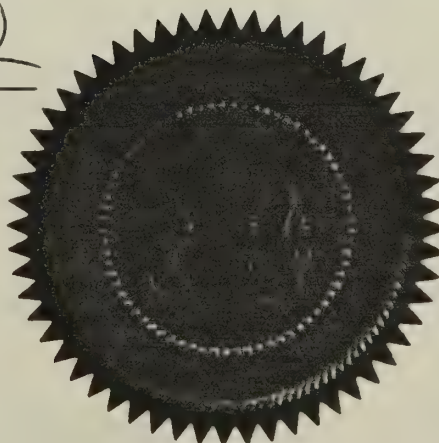
"Brigade                      East                      40 feet                      205 feet north of Byng                      7:00 a.m.-6:00 p.m.  
Monday to Saturday".

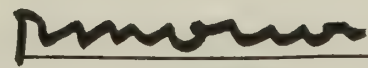
5. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following items, namely:-

"Central                      South                      24 feet                      32 feet west of Weir                      11:00 a.m. to 6:00 p.m.  
James                      East                      25 feet                      124 feet north of Macauley                      9:00 a.m. to 5:00 p.m.  
Monday to Friday".

PASSED THIS 10th DAY OF March , A.D. 1992

  
CITY CLERK



  
MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 92-072

To Amend:

Cemeteries By-law No. 8861

Respecting:

**REVISED TARIFF OF CHARGES**

WHEREAS By-law No. 8861, passed on the 12th day of January 1960, in accordance with the Cemeteries Act, established a tariff of charges;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 2 of the 3rd Report of the Parks and Recreation Committee, at its meeting held on the 11th day of February 1992, directed that By-law No. 8861, as amended, be further amended to provide for an increase in the tariff of charges for 1992.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) By-law No. 8861, as amended by By-laws No. 74-303, 76-187, 76-337, 77-292, 78-276, 79-17, 79-319, 80-229, 81-219, 83-42, 84-323, 84-268, 86-11, 87-22, 88-40, 88-274, 89-363, 90-16 and 90-344, is further amended by deleting Schedule "B-1991" and substituting in lieu thereof Schedule "B-1992", hereto annexed and forming part of this by-law.

(b) In all other respects, By-law No. 8861, as amended, is hereby confirmed, unchanged.

2. This by-law comes becomes effective on the 13th day of January, 1992.

3. The Manager of Cemeteries is hereby authorized and directed to make application to the Minister of Consumer and Commercial Relations, Cemeteries Branch, for approval of this by-law.

PASSED this 10th day of March

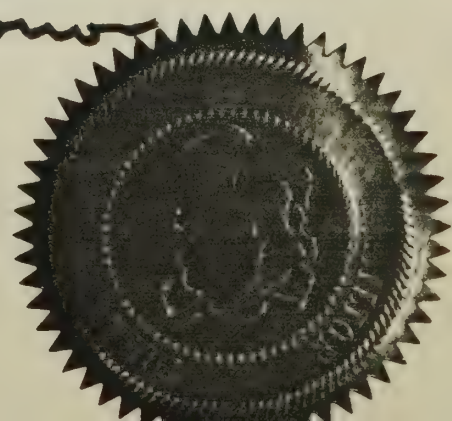
A.D. 1992.



City Clerk



Mayor







## SCHEDULE "B-1992"

HAMILTON MUNICIPAL CEMETERIES' TARIFF OF CHARGESJanuary 13, 1992

(Cemeteries By-law No. 8861)

| <u>GRAVES AND LOTS</u>                                                                                                | <u>Resident and<br/>Non-Resident<br/>Realty Taxpayers</u> |               |              | <u>Non-Residents</u> |               |              |
|-----------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------|---------------|--------------|----------------------|---------------|--------------|
|                                                                                                                       |                                                           | <u>G.S.T.</u> | <u>TOTAL</u> |                      | <u>G.S.T.</u> | <u>TOTAL</u> |
| Adult Single In A Row Grave.....<br>(Graves cannot be selected or purchased<br>in advance but are opened in sequence) | 397.00                                                    | 27.79         | 424.79       | 490.00               | 34.30         | 524.30       |
| Adult Single Grave.....<br>(Where grave may be selected and<br>purchased in advance of need)                          | 664.00                                                    | 46.48         | 710.48       | 821.00               | 57.47         | 878.47       |
| Child Single In A Row Grave                                                                                           |                                                           |               |              |                      |               |              |
| Case up to 60".....                                                                                                   | 95.00                                                     | 6.65          | 101.65       | 124.00               | 8.68          | 132.68       |
| Case 61" to 72".....                                                                                                  | 141.00                                                    | 9.87          | 150.87       | 184.00               | 12.88         | 196.88       |
| Baby Special Grave.....<br>(Multiple burials - up to one month old)                                                   | 42.00                                                     | 2.94          | 44.94        | 44.00                | 3.08          | 47.08        |
| Urn Garden Grave.....                                                                                                 | 221.00                                                    | 15.47         | 236.47       | 269.00               | 18.83         | 287.83       |
| Columbarium.....                                                                                                      | 818.00                                                    | 57.26         | 875.26       |                      |               |              |
| Veteran's Grave.....                                                                                                  | 377.00                                                    | 26.39         | 403.39       |                      |               |              |
| Two-Grave Lot.....                                                                                                    | 1,523.00                                                  | 106.61        | 1,629.61     | 1,898.00             | 132.86        | 2,030.86     |
| Two-Grave Lot - Eastlawn Section 15, 16<br>(6' burials only)                                                          | 1,243.00                                                  | 87.01         | 1,330.01     | 1,552.00             | 108.64        | 1,660.64     |
| Three-Grave Lot - Woodland.....                                                                                       | 2,274.00                                                  | 159.18        | 2,433.18     | 2,845.00             | 199.15        | 3,044.15     |
| Four-Grave Lot - Woodland Section 21, 25<br>- Eastlawn Section 19..                                                   | 2,981.00                                                  | 208.67        | 3,189.67     | 3,790.00             | 265.30        | 4,055.30     |
| Four-Grave Lot - Woodland Section 15..                                                                                | 5,507.00                                                  | 385.49        | 5,892.49     | 6,879.00             | 481.53        | 7,360.53     |
| Four-Grave Lot - Trinity.....                                                                                         | 2,801.00                                                  | 196.07        | 2,997.07     | 3,555.00             | 248.85        | 3,803.85     |
| Mansion of Memories - Mausoleum Crypt..                                                                               | 1,061.00                                                  | 74.27         | 1,135.27     | 1,166.00             | 81.62         | 1,247.62     |

NOTE: 35% of all Grave and Lot Sales goes into Perpetual Care



|                                                                           |          | Resident and<br>Non-Resident<br>Realty Taxpayers |              | Non-Residents |              |
|---------------------------------------------------------------------------|----------|--------------------------------------------------|--------------|---------------|--------------|
| <u>OPENING AND CLOSING</u>                                                |          | <u>G.S.T.</u>                                    | <u>TOTAL</u> | <u>G.S.T.</u> | <u>TOTAL</u> |
| 6 ft. Adult.....                                                          | 413.00   | 28.91                                            | 441.91       | 480.00        | 513.60       |
| 8 ft. Adult.....                                                          | 560.00   | 39.20                                            | 599.20       | 624.00        | 667.68       |
| 6 ft. Child - case up to 42".....                                         | 246.00   | 17.22                                            | 263.22       | 366.00        | 391.62       |
| - case 43" - 60".....                                                     | 281.00   | 19.67                                            | 300.67       | 402.00        | 430.14       |
| - case 61" - 72".....                                                     | 312.00   | 21.84                                            | 333.84       | 455.00        | 486.85       |
| 8 ft. Child - case up to 60".....                                         | 312.00   | 21.84                                            | 333.84       | 455.00        | 486.85       |
| - case 61" - 72".....                                                     | 348.00   | 24.36                                            | 372.36       | 505.00        | 540.35       |
| Baby Special - Multiple burials -<br>Up to one month old..                | 47.00    | 3.29                                             | 50.29        | 76.00         | 81.32        |
| Cremation.....                                                            | 137.00   | 9.59                                             | 146.59       | 196.00        | 209.72       |
| Columbarium.....                                                          | 80.00    | 5.60                                             | 85.60        |               |              |
| Mansion of Memories - Stoney Creek-<br>New Crypts only...                 | 339.00   | 23.73                                            | 362.73       | 399.00        | 426.93       |
| <u>LOWERING</u> (Opening Charges not included)                            |          |                                                  |              |               |              |
| <u>Adult</u>                                                              |          |                                                  |              |               |              |
| From 6 ft. to 8 ft. - Shell.....                                          | 282.00   | 19.74                                            | 301.74       | 428.00        | 457.96       |
| From 6 ft. to 8 ft. - Steel Vault...                                      | 551.00   | 38.57                                            | 589.57       | 824.00        | 881.68       |
| From 6 ft. to 8 ft. - Concrete Vault                                      | 657.00   | 45.99                                            | 702.99       | 988.00        | 1,057.16     |
| <u>Child</u>                                                              |          |                                                  |              |               |              |
| From 6 ft. to 8 ft. - 5 to 10 years.                                      | 196.00   | 13.72                                            | 209.72       | 291.00        | 311.37       |
| From 6 ft. to 8 ft. - under 5 years.                                      | 94.00    | 6.58                                             | 100.58       | 138.00        | 147.66       |
| <u>REMOVALS</u>                                                           |          |                                                  |              |               |              |
| Adult - Shell.....                                                        | 1,488.00 | 104.16                                           | 1,592.16     | 2,290.00      | 2,450.30     |
| - Concrete Vault or Crypt.....                                            | 1,214.00 | 84.98                                            | 1,298.98     | 1,817.00      | 1,944.19     |
| Child - Shell                                                             | 353.00   | 24.71                                            | 377.71       | 550.00        | 588.50       |
| - Concrete Vault or Crypt.....                                            | 378.00   | 26.46                                            | 404.46       | 560.00        | 599.20       |
| Cremation.....                                                            | 137.00   | 9.59                                             | 146.59       | 196.00        | 209.72       |
| <u>ADDITIONAL SERVICES</u>                                                |          |                                                  |              | <u>G.S.T.</u> | <u>TOTAL</u> |
| <u>CRYPTS</u>                                                             |          |                                                  |              |               |              |
| Child.....                                                                |          |                                                  | 272.00       | 19.04         | 291.04       |
| Youth.....                                                                |          |                                                  | 285.00       | 19.95         | 304.95       |
| Standard.....                                                             |          |                                                  | 297.00       | 20.79         | 317.79       |
| Intermediate.....                                                         |          |                                                  | 305.00       | 21.35         | 326.35       |
| Oversize.....                                                             |          |                                                  | 324.00       | 22.68         | 346.68       |
| <u>PLANTING</u>                                                           |          |                                                  |              |               |              |
| Preparing ground and planting flowers -per grave.....                     |          |                                                  | 40.00        | 2.80          | 42.80        |
| Preparing ground and planting one shrub.....                              |          |                                                  | 51.00        | 3.57          | 54.57        |
| (Flowers and shrubs are to be provided by the family<br>at their expense) |          |                                                  |              |               |              |
| <u>C.</u>                                                                 |          |                                                  |              |               |              |
| Tent in cemetery.....                                                     |          |                                                  | 126.00       | 8.82          | 134.82       |
| Rental of tent outside cemetery.....                                      |          |                                                  | 172.00       | 12.04         | 184.04       |
| Rental of dressing to use outside cemetery.....                           |          |                                                  | 137.00       | 9.59          | 146.59       |
| Rental of lowering device outside cemetery.....                           |          |                                                  | 137.00       | 9.59          | 146.59       |
| Transfer Fee \$2.00 + Research \$44.00.....                               |          |                                                  | 26.00        | 1.82          | 27.82        |
| Inscription Fee on Columbarium Niche.....                                 |          |                                                  | 240.00       | 16.80         | 256.80       |





| <u>FOUNDATIONS AND MARKERS</u>                                                                    | <u>Resident and<br/>Non-Resident<br/>Realty Taxpayers</u> |               |              | <u>Non-Residents</u> |               |              |
|---------------------------------------------------------------------------------------------------|-----------------------------------------------------------|---------------|--------------|----------------------|---------------|--------------|
|                                                                                                   |                                                           | <u>G.S.T.</u> | <u>TOTAL</u> |                      | <u>G.S.T.</u> | <u>TOTAL</u> |
| <u>Foundation</u> - pouring per square inch of<br>surface area (to be poured<br>6 ft. deep) ..... | .94                                                       | +7%           |              | 1.41                 | +7%           |              |
| <u>Marker Setting Fee</u>                                                                         | 114.00                                                    | 7.98          | 121.98       | 177.00               | 12.39         | 189.39       |
| (maximum size 24" long x 18" wide)<br>(thickness 8" maximum - 4" minimum)                         |                                                           |               |              |                      |               |              |
| <u>Social Service Marker</u> .....                                                                | 114.00                                                    | 7.98          | 121.98       | 154.00               | 10.78         | 164.78       |
| <u>Bronze Vase</u> .....                                                                          | 114.00                                                    | 7.98          | 121.98       | 177.00               | 12.39         | 189.39       |
| <u>D.V.A. Upright</u> .....                                                                       | 96.00                                                     | 6.72          | 102.72       |                      |               |              |
| <u>D.V.A. Flat</u> .....                                                                          | 96.00                                                     | 6.72          | 102.72       |                      |               |              |

#### Preferred Singles

Only a flat marker 24" in length and 18" in width is permitted.

#### Singles Graves in a Row

A flat granite marker, maximum length 24" and width 18" is permitted.

#### Orn Garden Section

Only a flat marker 12" in length and 10" in width is permitted.

#### Children's Section

Only a flat marker 18" in length and 14" in width is permitted.

#### Two-Grave Lot Section

Upright monument is allowed, maximum length of base must not exceed 3'2" (38"), and maximum width must not exceed 1'2" (14"). All bases must be at least 6" in height. The total over-all height of any memorial must not exceed 4' (48"). All memorial bases must have a projection of at least 3" on all sides from the edge of the die or cross.

#### Three and Four-Grave Lot Section

Maximum base area not to exceed 10% of lot area. Total overall height to be governed by base size for appearance and balance. All memorial bases must have a projection of at least 3" on all sides from the edge of the die or cross.



The Corporation of the City of Hamilton

BY-LAW NO. 92-073

To Adopt:

Official Plan Amendment No. 106

Respecting:

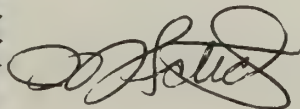
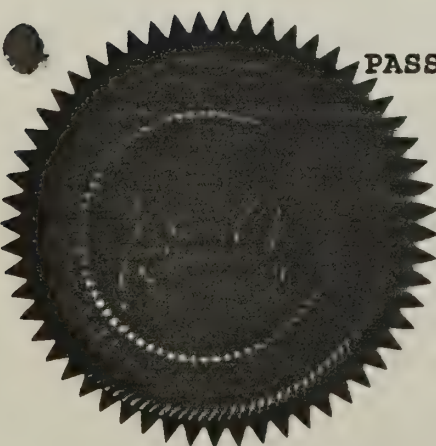
**LANDS LOCATED IN THE AREA NORTH OF EASTGATE COURT  
AND WEST OF CENTENNIAL PARKWAY NORTH,  
WITHIN THE KENTLEY NEIGHBOURHOOD**

The Council of The Corporation of the City of Hamilton  
enacts as follows:

1. Amendment No. 106 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 10th day of March A.D. 1992.



City Clerk



Mayor





**Amendment No. 106**  
**to the**  
**City of Hamilton Official Plan**

The following text, together with Schedule B, attached hereto, constitute Official Plan Amendment No. 106.

**Purpose:**

The purpose of this Amendment is to establish a "Special Policy Area" within the "Residential" designation to permit a parking area to be used in conjunction with the commercial use located at Nos. 2444-2450 Barton Street East and No. 211 Centennial Parkway North.

**Location:**

The lands affected by this Amendment are in the area north of Eastgate Court and west of Centennial Parkway North, within the Kentley Neighbourhood.

**Basis:**

The basis for permitting the parking area within the "Residential" designation, is as follows:

- 1) the parking area would be an accessory use to the adjoining commercial development to the north; and,
- 2) the future assembly and residential development of the subject lands and/or adjacent lands to the south and west, contemplated by the approved Kentley Neighbourhood Plan, would not be prejudiced.

**Actual Changes:**

1. The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.56:

"Notwithstanding the permitted uses set out in Subsection A.2.1 - Residential Uses, for those lands shown on Schedule "B" as SPECIAL POLICY AREA 61, and located in the area north of Eastgate Court and West of Centennial Parkway North, a parking area used in conjunction with the commercial use located at Nos. 2444-2450 Barton Street East and No. 211 Centennial Parkway North, will be permitted."



2. The following be added to Schedule "B" - Special Policy Areas:

- Special Policy Area 61; and;
  - "Area 61 refer to Policy A.2.9.3.56" in the legend,
- as shown on the attached Schedule "B" of this Amendment.

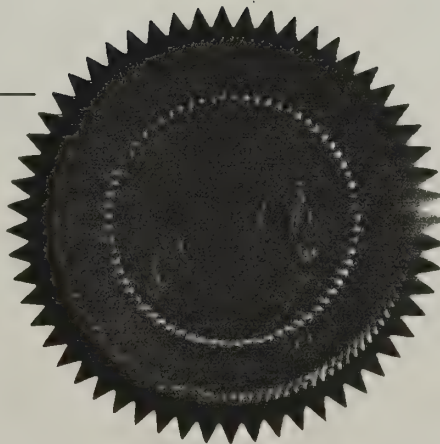
**Implementation:**

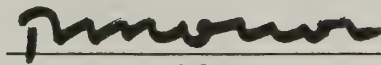
A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 92- 073 , passed on the 10th day of March , 1992.

The Corporation of the  
City of Hamilton

  
\_\_\_\_\_  
City Clerk



  
\_\_\_\_\_  
Mayor





The Corporation of the City of Hamilton

BY-LAW NO. 92- 074

To Amend:

By-law No. 86-98

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF  
THE WESTDALE BUSINESS IMPROVEMENT AREA**

WHEREAS By-law No. 86-98, passed on the 11th day of March 1986, provided for a Board of Management of the Improvement Area designated by By-law No. 86-30, passed on the 10th day of December 1985, known as the "Westdale Business Improvement Area", more particularly described in By-law No. 86-30, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 14 of the 3rd Report of the Planning and Development Committee at its meeting held on the 11th day of February 1992, directed that the composition of the Board of Management be further amended,

AND WHEREAS it is intended to further vary the composition of the Board of Management and to provide for certain editorial amendments relating thereto.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sections 2(a) and 2(b) of By-law No. 86-98 are amended by adding thereto, in the fifth and seventh lines respectively after the words "hereto annexed", the following phrase:

"and forming part of this by-law."

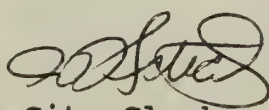
2. Schedule "B" referred to in clause 2(b) of By-law No. 86-98 is repealed and the following substituted therefor:

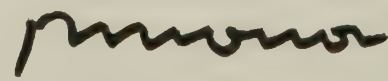
|                |                        |
|----------------|------------------------|
| Albert Snow    | Albert Snow Design     |
| Cathy Young    | Westdale Food Shoppe   |
| Pat Hubbard    | Copies Plus            |
| Janet McDonald | C.I.B.C.               |
| Reg Lahie      | Jack Carruth Shoes     |
| Cynthia Dika   | The Colour Studio      |
| John Sonke     | Westdale Hardware      |
| John Mouskas   | New Village Restaurant |
| Adam Yoo       | Grandma Lees           |
| Gene Ditner    | Cottage Florist        |

3. In all other respects, By-law No. 86-98 is hereby confirmed, unchanged.

PASSED this 10th day of March

A.D. 1992.

  
City Clerk

  
Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 92- 075

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1314 UPPER WENTWORTH STREET

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS the special condition relating to this rezoning, referred to in Section 17 of the 3rd Report of the Planning and Development Committee adopted by City Council on the 30th day of January 1990, has been satisfied.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "AA" (Agricultural) District provisions, as contained in Section 7A of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

(a) notwithstanding Section 7A(1) of By-law No. 6593, the following uses shall be permitted;

(i) COMMERCIAL USES:

1. a retail variety store;

2. business and professional person's office,

within the building existing on the day of the passing of this by-law;

(ii) ACCESSORY USE:

1. For each establishment, a window sign or an outdoor advertising or other sign of the kind known as a wall sign, of an area of not more than 2.5 m<sup>2</sup>, not overhanging a highway and not extending more than 5.0 m above grade or more than 1.0 m above the top of the first storey of the building to which the same is attached, whichever is the higher, provided that not more than one such sign shall be permitted facing each street upon which each establishment abuts; and provided further that no such sign shall be illuminated otherwise than by non-flashing indirect lighting





2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "AA" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1158.

4. Sheet No. E-18C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1158.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 10th day of March

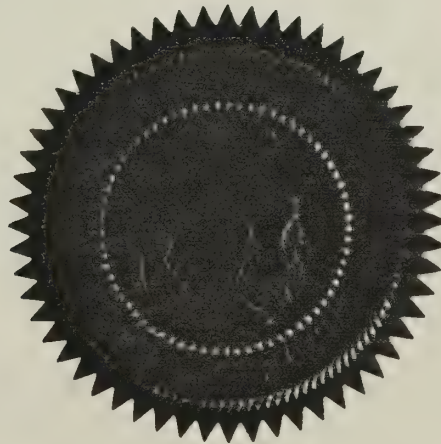
A.D. 1992.



City Clerk

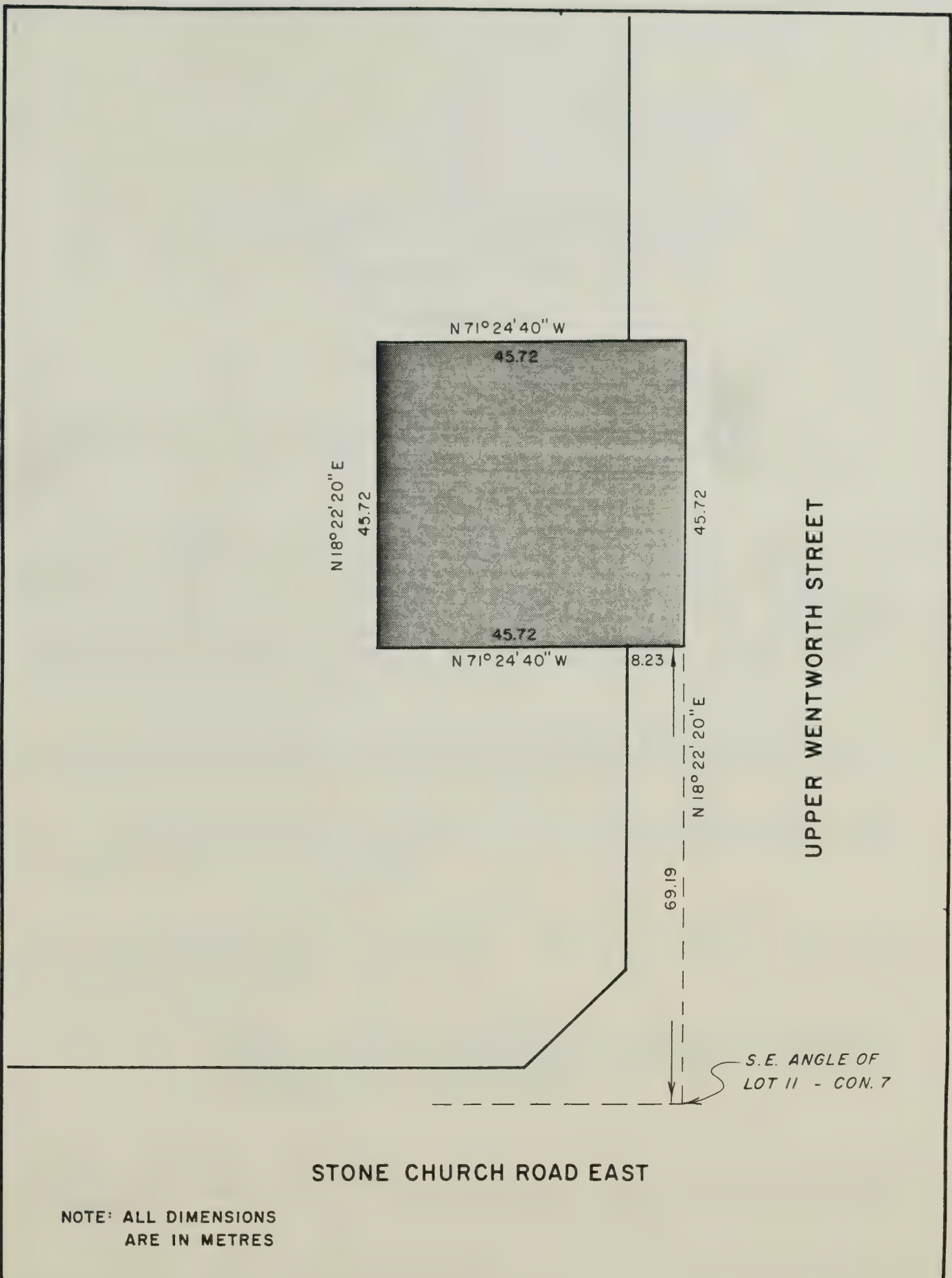


Mayor



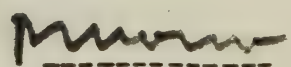
(1990) 3 R.P.D.C. 17, January 30  
518374 Ontario Ltd., (Angelo Papastamos), Owner  
ZA-89-84





THIS IS SCHEDULE "A" TO BY-LAW NO. 9 2-075  
PASSED THE 10th DAY OF March 1992

  
Clerk

  
Mayor

CITY OF HAMILTON  
SCHEDULE "A"  
MAP FORMING PART OF  
BY-LAW NO. 9 2-075  
TO AMEND BY-LAW NO. 6593

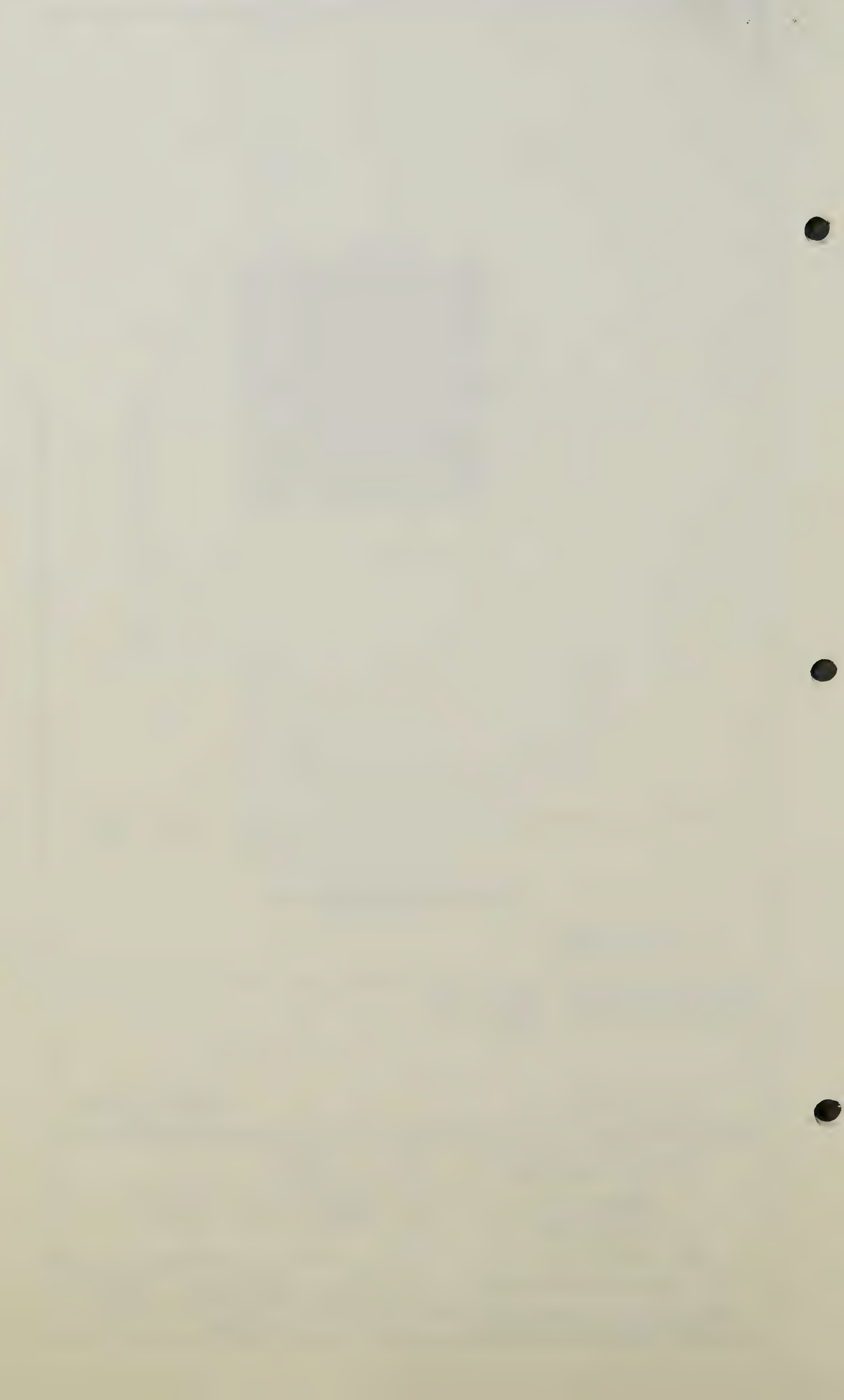
Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

LEGEND

 LANDS TO BE REGULATED  
BY BY-LAW NO. 92-075

|                                                                                              |                       |                                |
|----------------------------------------------------------------------------------------------|-----------------------|--------------------------------|
| North<br> | Scale<br>NOT TO SCALE | Reference File No.<br>ZA 89-84 |
|                                                                                              | Date<br>JAN. 31, 1990 | Drawn By<br>Z.K.               |





The Corporation of the City of Hamilton

BY-LAW NO. 92- 076

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1314 UPPER WENTWORTH STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

122. Lands located at Municipal No. 1314 Upper Wentworth Street, shown on Appendix 122 hereto annexed and forming part of this by-law.

2. Appendix 122 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

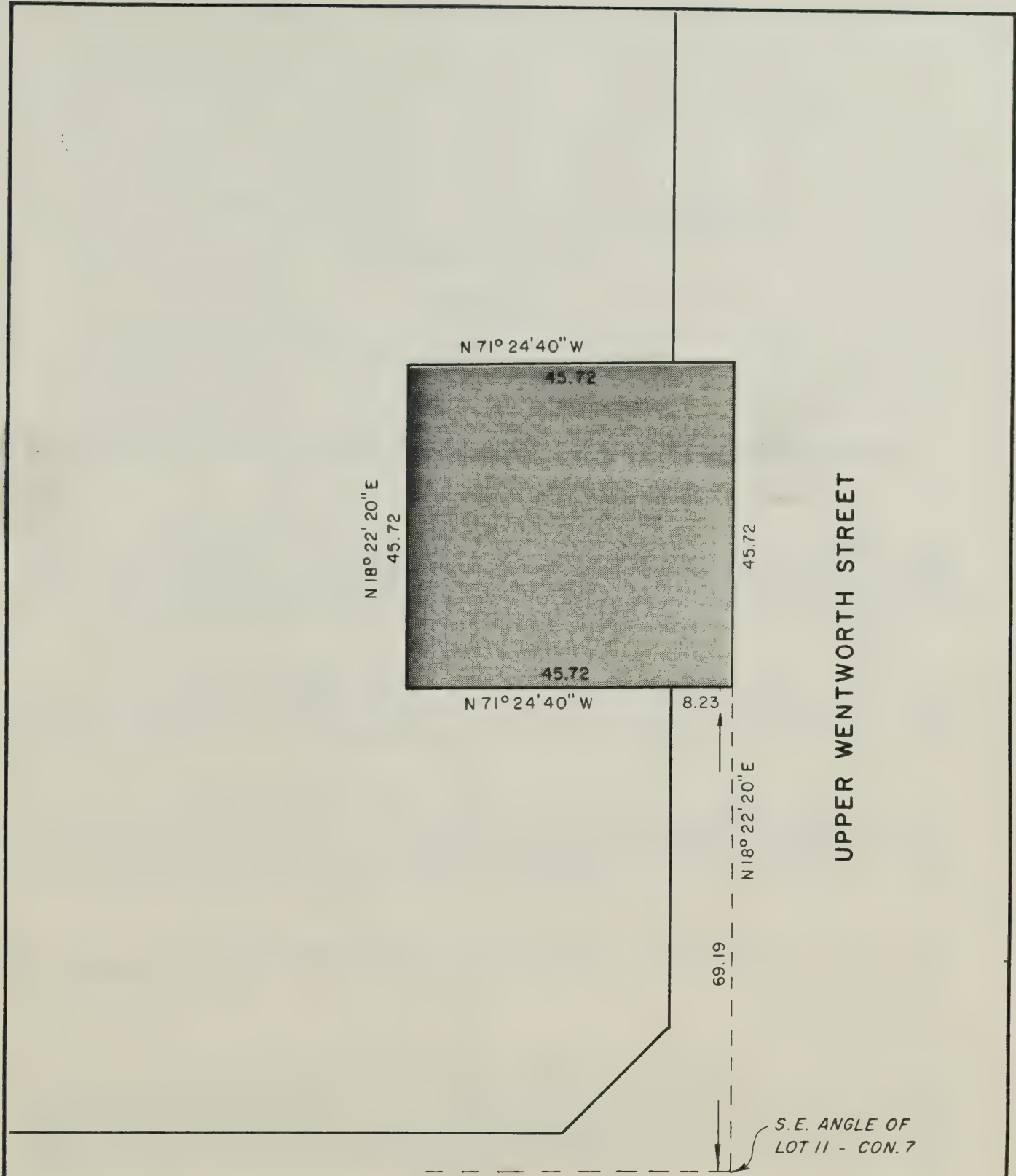
PASSED this 10th day of March A.D. 1992

  
City Clerk

  
Mayor



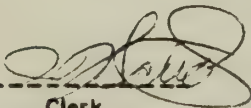




STONE CHURCH ROAD EAST

NOTE: ALL DIMENSIONS  
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 92-076  
PASSED THE 10th DAY OF March 199

  
Clerk

  
Mayor

CITY OF HAMILTON  
APPENDIX 122  
TO BY-LAW NO. 79-275

AS AMENDED BY  
BY-LAW NO. 87-223

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

LEGEND

 LANDS DESIGNATED UNDER THIS BY-LAW  
AS AN AREA OF SITE PLAN CONTROL  
PURSUANT TO SECTION 40 OF THE  
PLANNING ACT.

|                                                                                              |                       |                                |
|----------------------------------------------------------------------------------------------|-----------------------|--------------------------------|
| North<br> | Scale<br>NOT TO SCALE | Reference File No.<br>ZA 89-84 |
|                                                                                              | Date<br>JAN. 31, 1990 | Drawn By<br>Z. K.              |





The Corporation of the City of Hamilton

BY-LAW NO. 92-077

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT MUNICIPAL NOS. 147-155 DUNDONALD AVENUE**

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS the special condition relating to this rezoning, referred to in Section 18 of the 10th Report of the Planning and Development Committee adopted by City Council on the 25th day of June 1991, has been satisfied.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "G" (Neighbourhood Shopping Centre, etc.) District provisions, as contained in Section 13 of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 13(1) of By-law No. 6593, a multiple dwelling containing not more than six Class "A" dwelling units shall be permitted only within the existing building;
- (b) notwithstanding Section 18A(1)(a) of By-law No. 6593, not less than seven parking spaces shall be provided and maintained on-site;
- (c) Section 18A(1)(c) of By-law No. 6593 shall not apply;
- (d) notwithstanding Section 18A(11)(a) of By-law No. 6593, the northerly boundary of the parking area shall be not less than 1.2 metres away from the adjoining residential district;
- (e) notwithstanding Section 18A(12)(c) of By-law No. 6593, a visual barrier of not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the entire northerly and easterly lot lines;



- (f) a planting strip of not less than 1.2 m in width shall be provided and maintained along the easterly lot line; and
- (g) not less than 125 m<sup>2</sup> of landscaped area shall be provided and maintained.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G" District provisions, subject to the special requirements referred to in section 1.

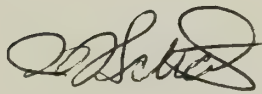
3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1233.

4. Sheet No. E-67 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1233.

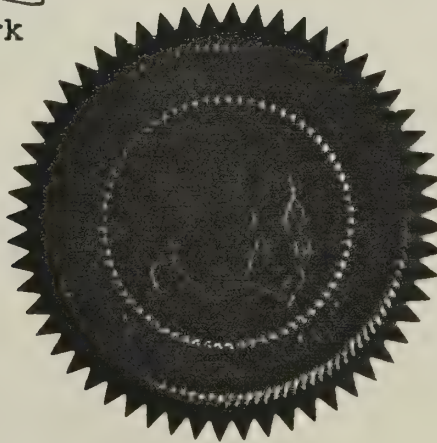
5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 10th day of March

A.D. 1992.

  
City Clerk

  
Mayor

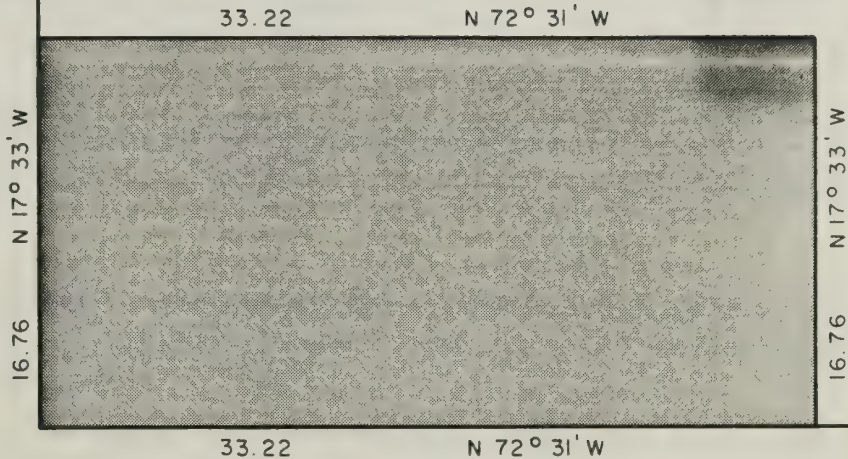


(1991) 10 R.P.D.C. 18, June 25  
Patricia Costen and 892987 Ontario Inc.  
(Fred Spencer), Owners  
ZA-91-19





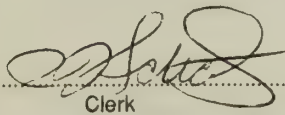
ABERFOYLE AVENUE

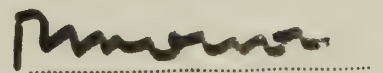


DUNDONALD AVENUE

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-077  
Passed the 10th day of March, 1992.

  
Clerk

  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 92-077

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend



Lands to be regulated by  
By-Law No. 92-077.

North



Scale  
NOT TO SCALE

Date  
JUNE, 1991

Reference File No.  
ZA 91-19

Drawn By  
L.B.



The Corporation of the City of Hamilton

BY-LAW NO. 92-078

To Establish:

A Board of Management

For:

**THE MAIN STREET WEST ESPLANADE BUSINESS IMPROVEMENT AREA  
GENERALLY COMPRISED OF LANDS ON THE EAST AND WEST SIDES OF  
MAIN STREET WEST BETWEEN LOCKE STREET ON THE WEST  
AND QUEEN STREET ON THE EAST**

WHEREAS By-law No. 90-197, passed on the 26th day of June 1990, designated as an improvement area the area aforesaid and more particularly described in Schedule "A" and shown on Schedule "B" to the said by-law;

AND WHEREAS subsection 1 of section 220 of the Municipal Act, R.S.O. 1990, Chapter M.45 provides that where an improvement area is designated, the council,

(1) ...may by by-law establish for any such area so designated a board of management to which may be entrusted, subject to such limitations as the by-law may provide, the improvement, beautification and maintenance of municipally owned land, buildings and structures in the area, beyond such improvement, beautification and maintenance as it provided at the expense of the municipality at large, and the promotion of the area as a business or shopping area;

AND WHEREAS subsection 6 of the said section provides that,

(6) A board of management established under subsection (1) is a body corporate and shall consist of such number of members appointed by council as the council considers advisable, at least one of whom shall be a member of the council and the remaining members shall be individuals assessed for business assessment in respect of land in the area or nominees of such individuals or of corporations so assessed.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. A Board of Management for the improvement area designated by By-law No. 90-197 is hereby established.
2. The Board of Management shall be composed of,
  - (a) members of council who are the Ward Aldermen in which the improvement area is located and whose names are set out in Schedule "A", hereto annexed and forming part of this by-law; and
  - (b) individuals who are assessed for business assessment in respect of land in the area or nominees of such individuals or of corporations so assessed and whose names are set out in Schedule "B" hereto annexed and forming part of this by-law.





3. (1) The Board of Management is hereby entrusted, subject to the limitations set out in subsection (2), with,

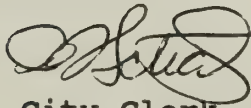
- (a) the improvement, beautification and maintenance of municipally owned lands, buildings and structures in the improvement area, beyond such improvement, beautification and maintenance as is provided at the expense of The Corporation of the City of Hamilton at large; and
- (b) the promotion of the improvement area as a business or shopping area.

(2) Any proposal to construct, repair, rehabilitate or otherwise improve municipally owned land and/or buildings within the said area shall be subject to the prior approval of the Director of Public Works.

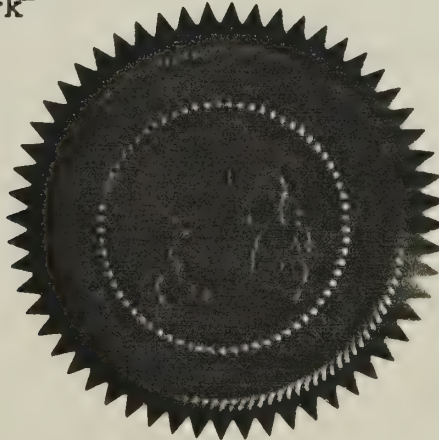
4. Annexed hereto and forming part of this by-law and marked Schedule "C" are the provisions of the Municipal Act relating to the Board of Management.

PASSED this 10th day of March

A.D. 1992.

  
City Clerk

  
Mayor



(1992) 3 R.P.D.C. 12, February 11



SCHEDULE "A"

To By-law No. 92- 078

1. Alderman T. Cooke.
2. Alderman M. Kiss.

SCHEDULE "B"

To By-law No. 92- 078

Maria Farrugia

Joyce Morrison

Alice Perniac

Morley Barnard

Calla Decor and Design

The Royal Bank of Canada

Lorne Haverty Ltd.

Barnard Speziale Design  
Associates Inc.





## SCHEDULE "C"

To

By-law No. 92- 078

(Section 4)

The Municipal Act, R.S.O. 1990, Chapter M.45, Section 220

- Term of office** (7) Each member shall hold office from the time of appointment until the expiration of the term of the council that made the appointment, if the member continues to be qualified, as provided in subsection (6).
- Vacancy** (8) Where a vacancy occurs from any cause, the council shall appoint a person qualified as set out in subsection (6) to be a member, who shall hold office for the remainder of the term for which his or her predecessor was appointed.
- Idem** (9) The members shall hold office until their successors are appointed and are eligible for reappointment on the expiration of their term of office.
- Estimates** (10) A board of management shall submit to the council its estimates for the current year at the time and in the form prescribed by council and may make requisitions upon the council for all money required to carry out its powers and duties, but nothing herein divests the council of its authority with reference to rejecting such estimates in whole or in part or providing the money for the purposes of the board of management and when money is so provided by the council the treasurer shall, upon the certificate of the board of management, pay out such money to the board of management.
- Expenditure of money** (11) The board of management shall not spend any money not included in the estimates approved by the council or in a reserve fund established under section 163.
- Borrowing prohibited, restrictions on incurring indebtedness** (12) The board of management shall not borrow money and, without the prior approval of the council, it may not incur any indebtedness extending beyond the current year.
- Procedures** (13) Section 147 of this Act and sections 65 and 66 of the Ontario Municipal Board Act apply to the giving of an approval of indebtedness by a council under subsection (12) as though the giving of the approval were the incurring of indebtedness by the municipality.
- Annual report** (14) On or before the 1st day of March in each year, a board of management shall submit its annual report for the preceding year to council, including a complete audited and certified financial statement of its affairs, with balance sheet and revenue and expenditure statement.
- Auditor** (15) The municipal auditor shall be the auditor of each such board of management and all books, documents, transactions, minutes and accounts of a board of management shall, at all times, be open to his or her inspection.
- Dissolution of board** (16) Upon the repeal of a by-law establishing a board of management, the board ceases to exist and its undertakings, assets and liabilities shall be assumed by the municipality.





The Corporation of the City of Hamilton

BY-LAW NO. 92-079

To Amend:  
By-law No. No. 87-308

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF  
THE BARTON GENERAL BUSINESS IMPROVEMENT AREA**

WHEREAS By-law No. 87-308, passed on the 10th day of November 1987, provided for a Board of Management of the Improvement Area designated by By-law No. 87-178, passed on the 23rd day of June 1987, known as the "Barton General Business Improvement Area", more particularly described in By-law No. 87-178, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 10 of the 3rd Report of the Planning and Development Committee on the 11th day of February 1992, directed that the composition of the Board of Management be amended as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management and to provide for certain editorial amendments relating thereto.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sections 2(a) and 2(b) of By-law No. 87-308 are amended by adding thereto in the fifth and seventh lines respectively after the words "hereto annexed", the following phrase:

"and forming part of this by-law."

2. Schedule "A" referred to in clause 2(a) of the said by-law is repealed and the following substituted therefor:

1. Alderman D. Drury.
2. Alderman B. Morelli.

3. Schedule "B" referred to in clause 2(b) of the said by-law is repealed and the following substituted therefor:

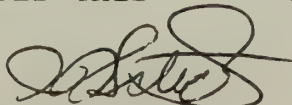
Fabio Chiappetta  
Marko Tollis  
Paul Hamburg  
Keith Cody  
Rob Brooker  
Joe Zidanic  
John Hilger  
Peter Chant  
Ann Coward  
Roger Dimeo  
Ron Stewart  
John Stassis

Your Bakery  
Riviera Banquet Centre  
Creations Pastry Shop  
Cody's Wallcoverings  
Gas Tank King  
Century Restoration  
Ways to Wisdom  
Balloons and More  
Angelo's Place  
Dimeo Real Estate  
Bank of Montreal  
Dr. Carburetor

4. In all other respects, By-law No. 87-308 is hereby confirmed, unchanged.

PASSED this 10th day of March

A.D. 1992.

  
City Clerk

  
Mayor





The Corporation of the City of Hamilton

BY-LAW NO. 92- 080

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED NORTH OF STONE CHURCH ROAD WEST  
AND WEST OF UPPER JAMES STREET**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the special condition relating to this rezoning, referred to in Section 10 of the 2nd Report of the Planning and Development Committee adopted by City Council on the 12th day of February 1991, has been satisfied.

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-9C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "G-3" (Public Parking Lots) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

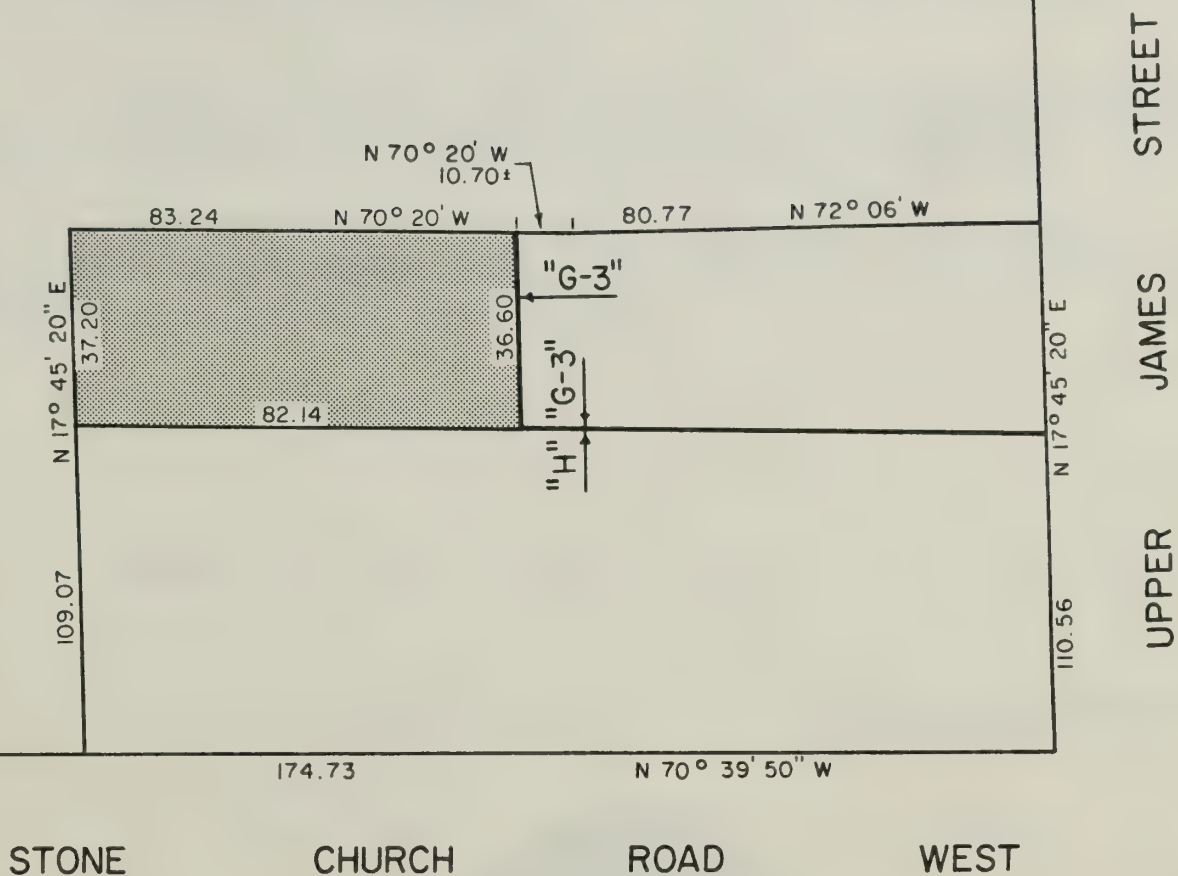
2. The "G-3" (Public Parking Lots) District provisions, as contained in Section 13C of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 13C(1) of By-law No. 6593, the following Commercial Use shall be permitted:

- 1. The parking and display of cars for sale accessory to the existing use of land located at Municipal No. 1350 Upper James Street;

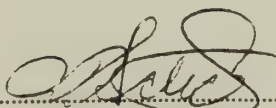
- (b) a landscaped planting strip not less than 6.0 m in width shall be provided and maintained along the westerly lot line;
- (c) a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the northerly and westerly lot lines;
- (d) a landscaped planting strip not less than 3.6 m in width shall be provided and maintained along the northerly lot line.





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-080  
Passed the 10th day of March, 1992

  
Clerk

  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 92-080....  
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend

Change in zoning from:  
"AA" (Agricultural) District to "G-3"  
(Public Parking Lots) District, Modified.



North



Scale  
NOT TO SCALE

Date  
FEBRUARY, 1991

Reference File No.  
ZA 90-80

Drawn By  
L.B.





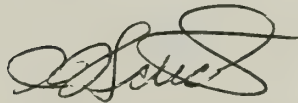
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-3" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1217.

5. Sheet No. W-9C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1217.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 10th day of March A.D. 1992.



City Clerk



Mayor



(1991) 2 R.P.D.C. 10, February 12  
Chrysler Canada Limited, Owner  
ZA-90-80



The Corporation of the City of Hamilton

BY-LAW NO. 92- 081

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 52 HEATHER ROAD

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "B-1" (Suburban Agriculture and Residential, etc.) District provisions, as contained in Section 8A of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding Section 8A.(1) of By-law No. 6593, a two-family dwelling shall be permitted only within the existing building, provided each dwelling unit shall have a floor area of not less than 65 m<sup>2</sup>.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "B-1" District provisions, subject to the special requirement referred to in section 1.

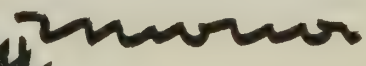
3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1264.

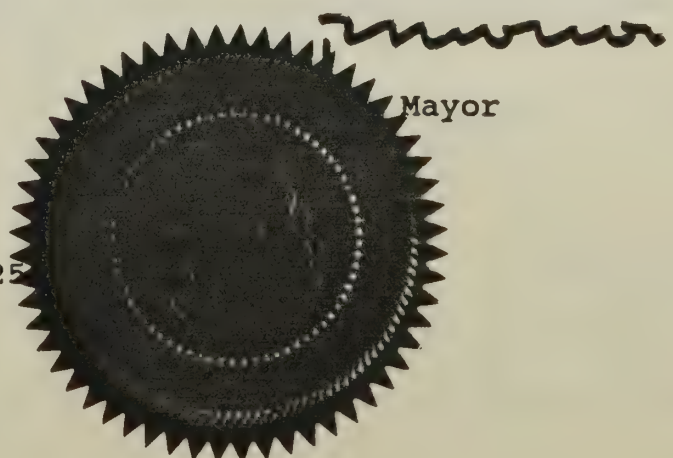
4. Sheet No. E-95 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1264.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 10th day of March A.D. 1992.

  
City Clerk

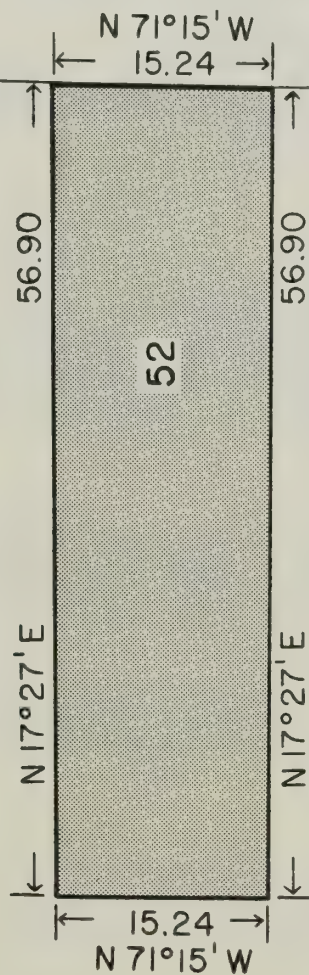
  
Mayor







HEATHER ROAD

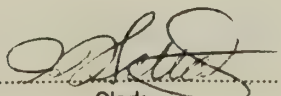


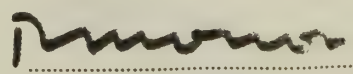
DRIVE

SUNRISE

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-.081.  
Passed the ...10th day of ...March..., 1992.

  
Clerk

  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 92-.081...

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend



Lands to be regulated by  
By-Law No. 92-.081...

North



Scale  
NOT TO SCALE

Date  
FEBRUARY, 1992

Reference File No.  
ZA-91-52

Drawn By  
P.B.



The Corporation of the City of Hamilton

BY-LAW NO. 92- 082

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 66 ALDERSON DRIVE

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

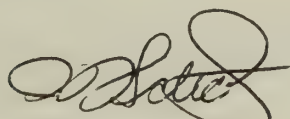
1. Sheet No. W-9E of the District Maps, appended to and forming part of By-law No. 6593, is amended,

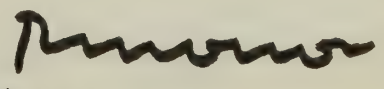
- (a) by changing from "B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District,

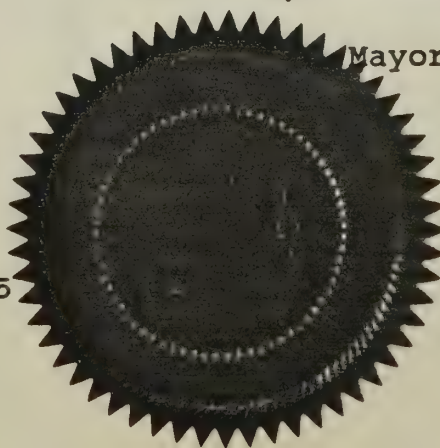
the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

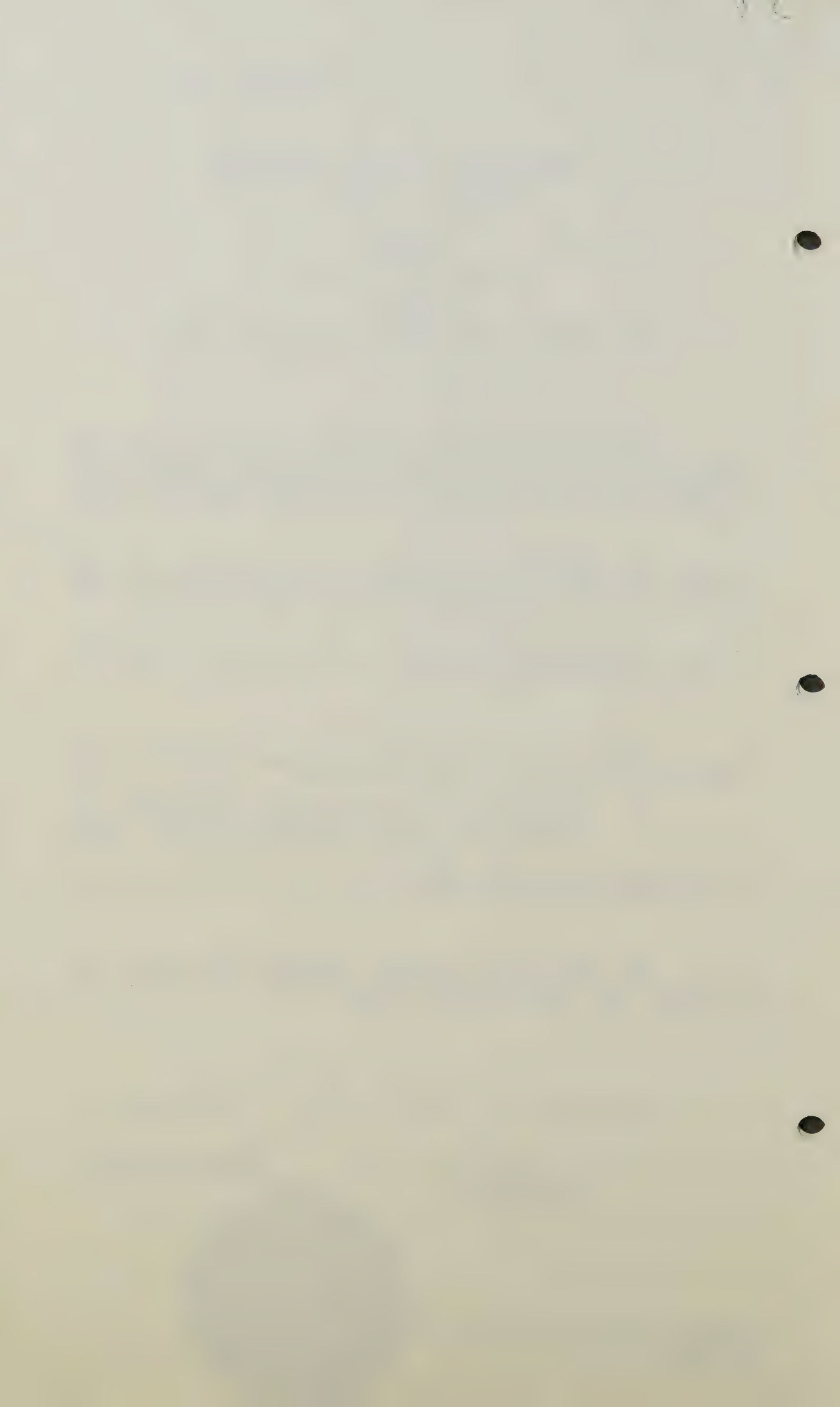
PASSED this 10th day of March A.D. 1992.

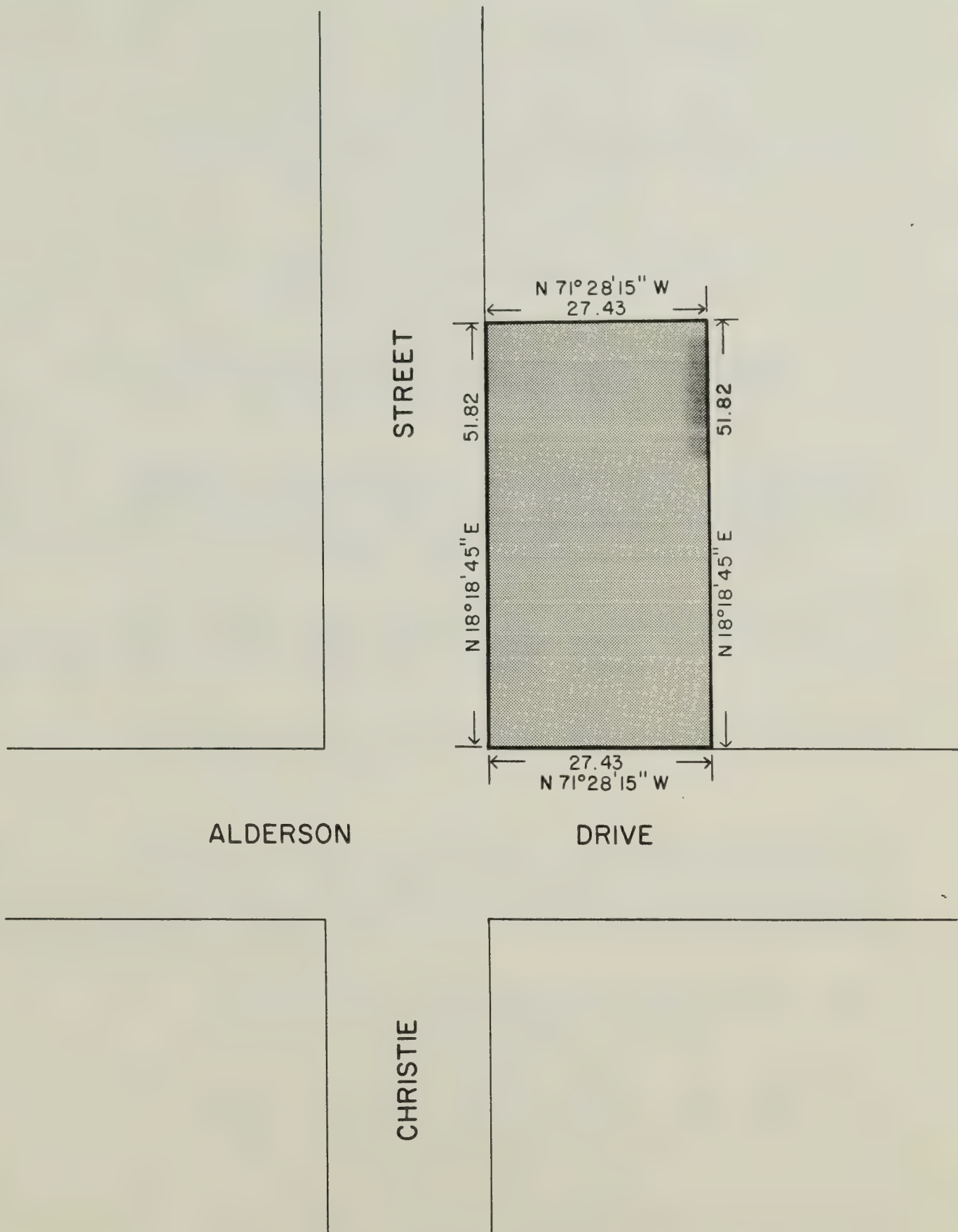
  
City Clerk

  
Mayor



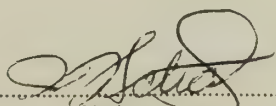


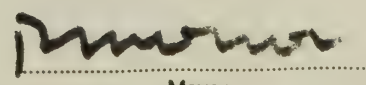




NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-082  
 Passed the 10th day of March, 1992.

  
 Clerk

  
 Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
 By-Law No. 92-082

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
 Planning and Development Department

### Legend

Change in zoning from:



"B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected and Residential, etc.) District.

North



Scale  
 NOT TO SCALE

Date  
 FEBRUARY, 1992

Reference File No.  
 ZA 91-84

Drawn By  
 P.B.



The Corporation of the City of Hamilton

BY-LAW NO. 92- 083

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 809 MAIN STREET EAST  
AND 100 BARNESDALE BOULEVARD

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "DE-2" (Multiple Dwellings) District provisions, as contained in Section 10B of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 10B(1) of By-law No. 6593, a ladies dress shop shall be permitted only on the ground floor of the existing building;
- (b) notwithstanding Section 19(iii) of By-law No. 6593, a dwelling unit having a floor area of at least 65.0 square metres shall be permitted in the cellar rather than the first floor;
- (c) notwithstanding Section 10B of By-law No. 6593, a pylon sign shall be permitted only in the southerly side yard and having an area of not more than 2.5 square metres; a height of not more than 4.5 metres with a clearance of not less than 3 metres from the ground to the bottom of the sign; a setback of not less than 1.5 metres from the southerly lot line; and, non-illuminated or illuminated by non-flashing, indirect, or interior means only;
- (d) notwithstanding Section 10B(6) of By-law No. 6593,
  - (i) the existing front yard adjacent to Barnesdale Boulevard shall be maintained as landscaped space only except for access driveways; and
  - (ii) a landscaped strip not less than 1.5 metres shall be provided and maintained adjacent to the southerly lot line except for access driveways;





- (e) a visual barrier not less than 1.2 metres and not more than 2.0 metres in height shall be provided and maintained along the westerly property line.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-2" District provisions, subject to the special requirements referred to in section 1.

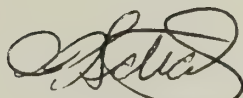
3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1262.

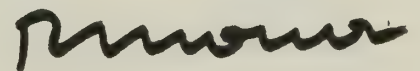
4. Sheet No. E-33 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1262.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

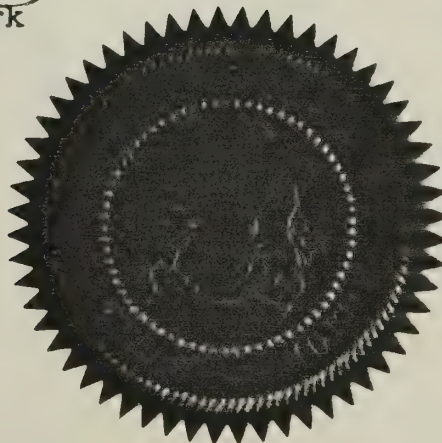
PASSED this 10th day of March

A.D. 1992.

  
City Clerk

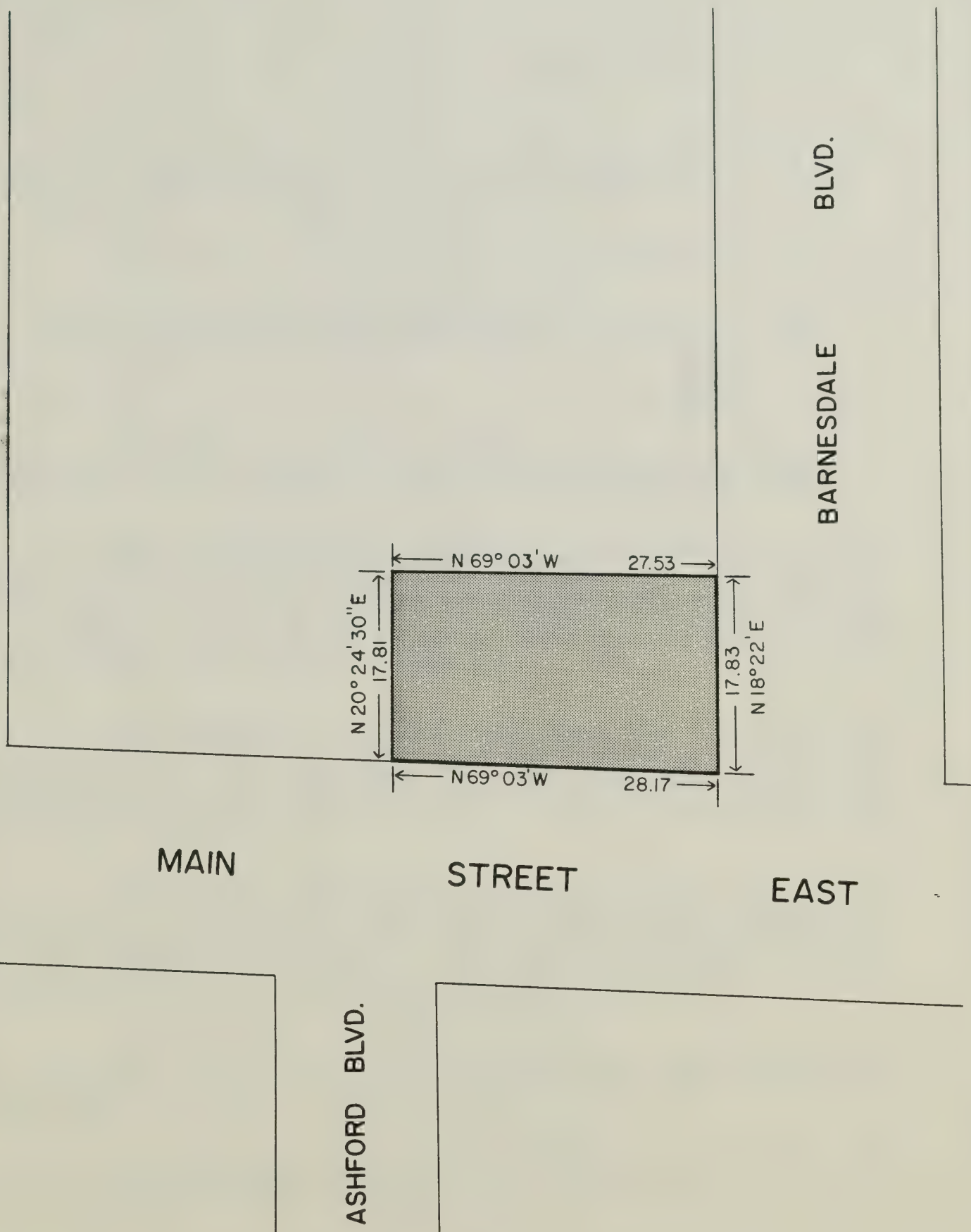


Mayor



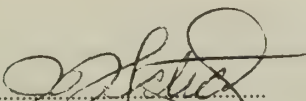
(1992) 4 R.P.D.C. 16, February 25  
Sylvia Tofano, Owner  
Amended ZA-91-74





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-083.  
Passed the 10th day of March, 1992.

  
Clerk

  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 92-083...

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend



Lands to be regulated by  
By-Law No. 92-083...

North



Scale  
NOT TO SCALE

Date  
FEBRUARY, 1992

Reference File No.  
ZA-91-74

Drawn By  
P.B.





The Corporation of the City of Hamilton

BY-LAW NO. 92- 084

Respecting:

APPOINTMENTS TO  
THE HAMILTON ENTERTAINMENT AND CONVENTION FACILITIES INC.

WHEREAS the Hamilton Entertainment and Convention Facilities Inc. was formed by The City of Hamilton Act, 1985;

AND WHEREAS The City of Hamilton Act, 1991, (Bill Pr118) amends section 9 of The City of Hamilton Act, 1985 such that the Board of Directors of the Hamilton Entertainment and Convention Facilities Inc. shall be composed of the Mayor of the City and such other members as Council may by by-law determine, of whom not more than four shall be members of Council;

AND WHEREAS City Council in adopting Item 1(f) of the 1st Report of the Nominating Committee at its meeting held on the 6th day of December 1991 appointed the Mayor and four members of Council to the Board of Directors of the Hamilton Entertainment and Convention Facilities Inc.;

AND WHEREAS City Council in adopting Item 23 of the 6th Report of the Finance and Administration Committee at its meeting held on the 25th day of February 1992 appointed three persons who are not members of Council to the Board of Directors of the Hamilton Entertainment and Convention Facilities Inc.;

AND WHEREAS it is desirable to consolidate the appointments to the Hamilton Entertainment and Convention Facilities Inc. Board.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Board of Directors of the Hamilton Entertainment and Convention Facilities Inc. shall be composed of fourteen members, being the Mayor, four members of Council and nine persons who are not members of Council.

2. The following members of Council are appointed to the Board of Directors of the Hamilton Entertainment and Convention Facilities Inc. for the term from December 6, 1991 to November 30, 1994.

1. Mayor R. M. Morrow.
2. Alderman F. Eisenberger.
3. Alderman B. Charters.
4. Alderman H. Merling.
5. Alderman T. Anderson.



3. The following persons who are not members of Council are appointed to the Board of Directors of the Hamilton Entertainment and Convention Facilities Inc. for the terms set out:

(a) for a term of 1 year ending December 31, 1992:

1. Mr. Norman Levitt.
2. Mr. W. J. Tidball.
3. Mr. Gene Kay.

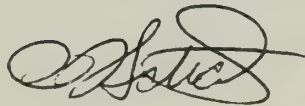
(b) for a term of 2 years ending December 31, 1993:

1. Mr. Marvin Ryder.
2. Mr. Frank P. DeNardis.
3. Mrs. Mary Dow.

(c) for a term of 3 years ending December 31, 1994:

1. Mr. Angelo Di Ianni.
2. Mr. S. Jasper Kujavsky.
3. Mr. J. Cameron Nolan.

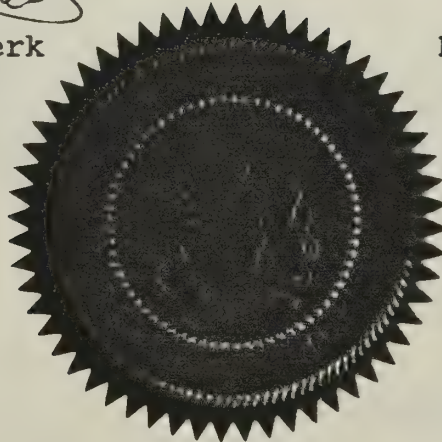
PASSED this 10th day of March A.D. 1992.



City Clerk



Mayor



(1991) 1 R.N.C. 1(f), December 6  
(1992) 6 R.F.A.C. 23, February 25





BY-LAW NO. 92 -085

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 10TH DAY OF MARCH A.D., 1992.

WHEREAS by Section 9 of The Municipal Act, being Chapter M.45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

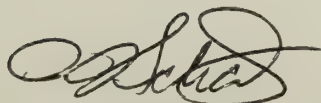
AND WHEREAS by Sub-section 1 of Section 101 of The Municipal Act, being Chapter M.45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 10th day of March A.D. 1992



CITY CLERK



MAYOR





BY-LAW NO. 92 - 086

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 19TH DAY OF MARCH A.D., 1992.

WHEREAS by Section 9 of The Municipal Act, being Chapter M.45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

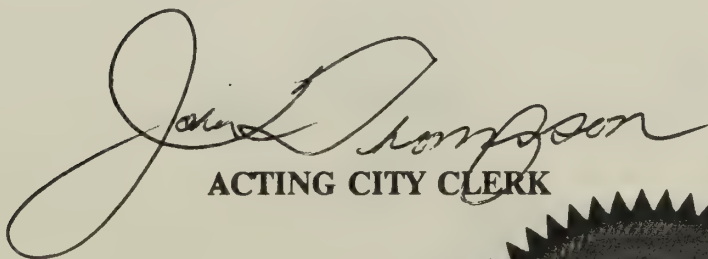
AND WHEREAS by Sub-section 1 of Section 101 of The Municipal Act, being Chapter M.45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

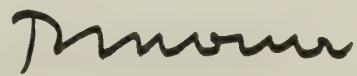
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

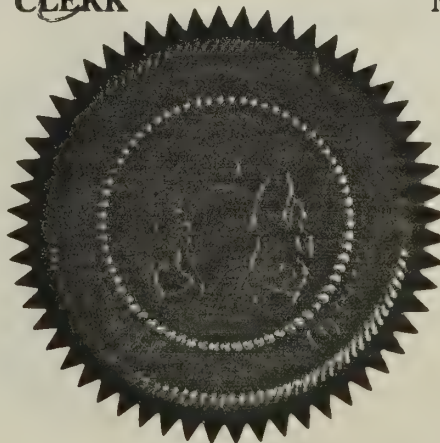
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 19th day of MARCH A.D. 1992

  
ACTING CITY CLERK

  
MAYOR



URBAN MUNICIPAL

APR 22 1992

GOVERNMENT DOCUMENTS





BY-LAW NO. 92 - 087

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 27TH DAY OF MARCH A.D., 1992.

WHEREAS by Section 9 of The Municipal Act, being Chapter M.45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

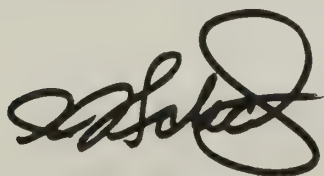
AND WHEREAS by Sub-section 1 of Section 101 of The Municipal Act, being Chapter M.45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

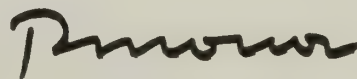
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 27th day of March A.D. 1992



CITY CLERK



MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 92-088

To Remove:

**PART OF SILVERTON DRIVE REGISTERED PLAN OF SUBDIVISION  
FROM PART-LOT CONTROL**

WHEREAS subsection 7 of section 50 of the Planning Act, R.S.O. 1990, Chapter P.13 provides as follows:

- (7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land,...;

AND WHEREAS subsection 5 of section 50 of the Planning Act establishes part-lot control of land within a registered plan of subdivision;

AND WHEREAS authority to approve by-laws enacted under subsection 7 of section 50 of the Planning Act was delegated to the Council of The Regional Municipality of Hamilton-Wentworth by O. Reg. 443/75;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 5 of the 5th Report of the Planning and Development Committee at its meeting held on the 10th day of March 1992, directed that a by-law be prepared to remove part-lot control from the lands herein described.

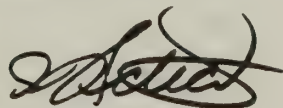
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 50 of the Planning Act, shall not apply to the following lands:

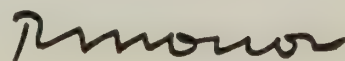
1. All of Lot 5, of Registered Plan Number 62M-653, in The Regional Municipality of Hamilton-Wentworth.

2. This by-law shall come into force and effect on the date of approval by The Regional Municipality of Hamilton-Wentworth in accordance with section 50(7) of the Planning Act and O. Reg. 443/75 thereunder.

PASSED this 31st day of March A.D. 1992.

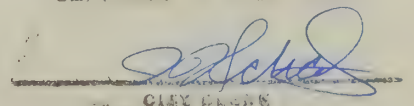


City Clerk



Mayor

CERTIFIED A TRUE COPY







Bill No. C-41

## The Corporation of the City of Hamilton

BY-LAW NO. 92- 089

To Amend:

Zoning By-law No. 6593

Respecting:

## DEFINITION OF "OWNER"

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 9 of the 5th Report of the Planning and Development Committee at its meeting held on the 10th day of March 1992, recommended that Section 2.(2)K. of Zoning By-law No. 6593 be amended by adding clause (vii) to provide for a definition of "owner";

AND WHEREAS it is expedient to incorporate the definition of "owner" into Section 2.(2)H. of Zoning By-law No. 6593 as clause (ivaa);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

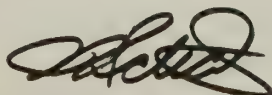
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2.(2)H. of Zoning By-law No. 6593 is amended by adding thereto the following clause:

(ivaa) "owner" means the person, corporation or other entity registered on title as owner or any person, corporation or other entity having control of the property, including those receiving rents for the property, whether on their own account or as agent or trustee of any other person or entity;

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 31st day of March A.D. 1992.

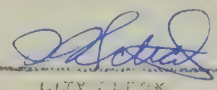


City Clerk



Mayor

CERTIFIED A TRUE COPY

  
DEPUTY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 92-090

To Amend:

Zoning By-law No. 6593  
and To Repeal Zoning By-law No. 80-223

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 475 NEBO ROAD**

**WHEREAS** it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 80-223 on the 29th day of July 1980 to establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "M-15" District, in respect of the land located at Municipal No. 475 Nebo Road, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 27th day of March 1981, (File No. R 802870);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 10 of the 5th Report of the Planning and Development Committee at its meeting held on the 10th day of March 1992, recommended that Zoning By-law No. 6593 be further amended to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this by-law, and that By-law No. 80-223 be repealed;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 80-223 is hereby repealed in its entirety.

2. The "M-15" (Prestige Industrial) District provisions, as contained in Section 17G of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

(a) notwithstanding Section 17G(1)(c) of By-law No. 6593, the following Industrial Use shall be permitted:

1. a ready-mix concrete plant or an asphalt mixing plant, but not both uses;

(b) notwithstanding Section 17G(2)(a)(1) of By-law No. 6593, a height of not more than 21.0 m shall be permitted for the ready-mix concrete plant only;





- (c) notwithstanding Section 17G(2)(b) of By-law No. 6593, a setback of not less than 10.0 m shall be provided and maintained for every building and structure from the TransCanada Pipeline right-of-way; and
- (d) a chain link fence of not less than 1.8 m and not more than 2.0 m in height shall be provided and maintained along the northerly, easterly and southerly lot lines.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-15" District provisions, subject to the special requirements referred to in section 2.

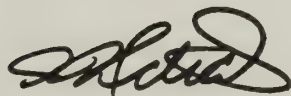
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1265.

5. Sheet No. E-59E of the District Maps is amended by marking the lands referred to in section 2 of this by-law, S-1265.

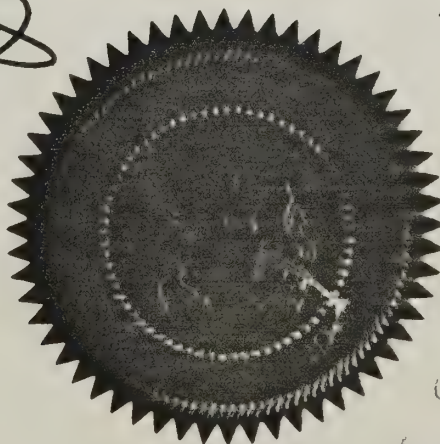
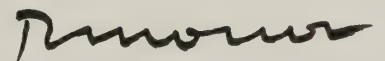
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 31st day of March

A.D. 1992.



City Clerk

Mayor

CEMENTED TO RECORD  
  
 CITY CLERK

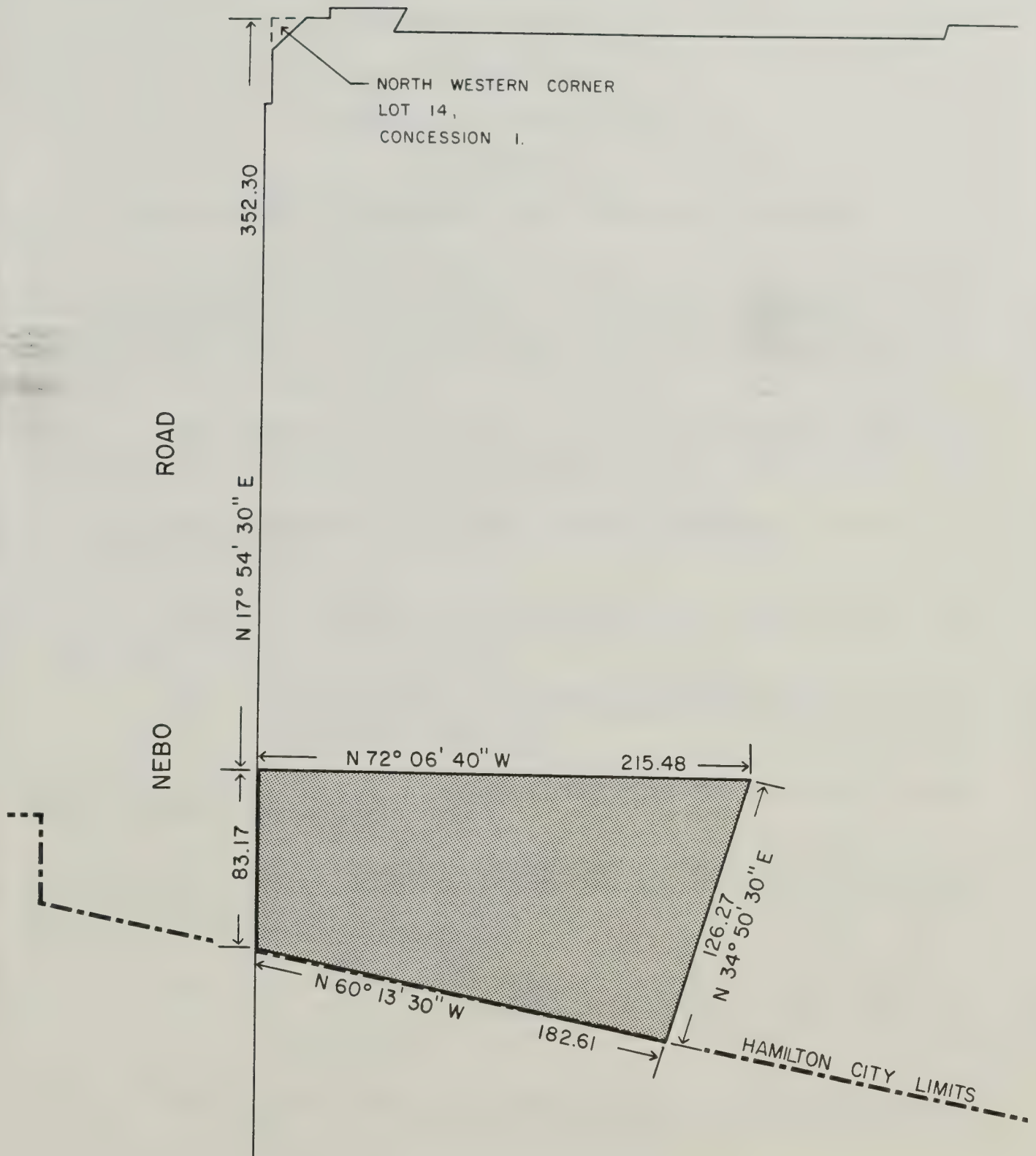
(1992) 5 R.P.D.C. 10, March 10  
 St. Lawrence Cement Inc., Owner  
 Amended ZA-91-65



RYMAL

ROAD

EAST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-.090  
Passed the 31st. day of March, 1992.

*[Signature]*  
Clerk

*[Signature]*  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 92-.090....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend



Lands to be regulated by  
By-Law No. 92-.090..

North



Scale  
NOT TO SCALE

Date  
MARCH, 1992

Reference File No.  
ZA-91-65

Drawn By  
P.B.





The Corporation of the City of Hamilton

BY-LAW NO. 92-091

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1067 RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-49D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "L-mr-1" (Planned Development - Multiple Residential) District to "DE-3" (Multiple Dwellings) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "DE-3" (Multiple Dwellings) District provisions, as contained in Section 10C of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 10C(3)(iii)(b) of By-law No. 6593, a rear yard of a depth of not less than 6.76 m shall be provided and maintained along the northerly lot line;
- (b) notwithstanding Section 10C(5) of By-law No. 6593, not more than 10 dwelling units shall be permitted.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1266.

5. Sheet No. E-49D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1266.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 31st day of March

A.D. 1992.

  
City Clerk

  
Mayor

CERTIFIED A TRUE COPY

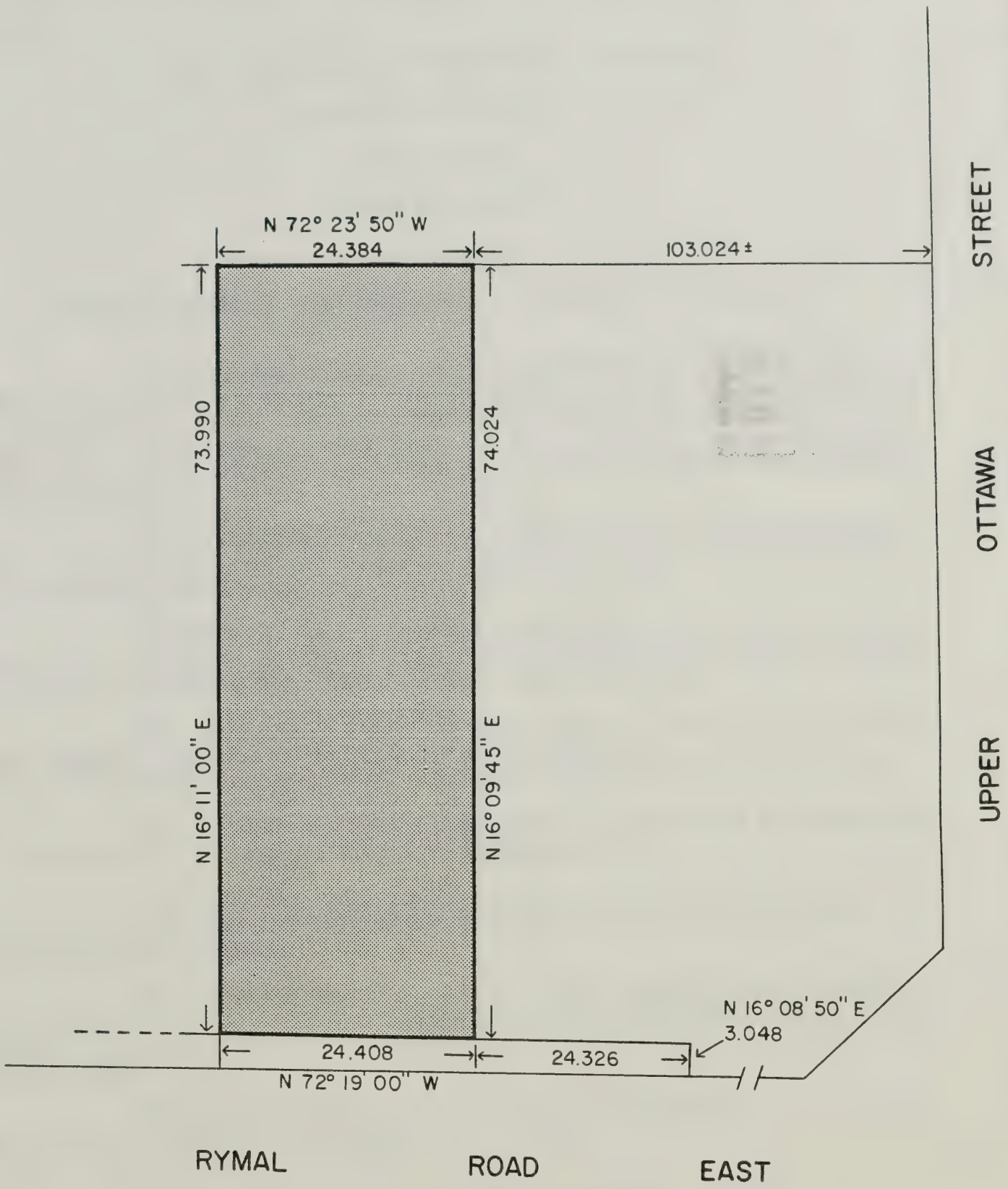
(1992) 5 R.P.D.C. 11, March  
Angelo Salciccioli,  
Prospective Owner  
Amended ZA-91-79



  
ANGLO SALCICCIOLI

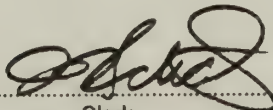






NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-091.  
Passed the 31st day of March, 1992.

  
Clerk

  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 92-091...

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend

Change in zoning from:



"L-mr-1" (Planned Development - Multiple Residential) District to "DE-3" (Multiple Dwellings) District, modified.

North



Scale  
NOT TO SCALE

Date  
MARCH, 1992

Reference File No.  
ZA-91-79

Drawn By  
P.B.





The Corporation of the City of Hamilton

BY-LAW NO. 92-092

To Repeal:

By-law No. 91-076

Respecting:

LAND LOCATED AT MUNICIPAL NO. 74 CHARLTON AVENUE EAST

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 91-076 on April 30, 1991 to designate 74 Charlton Avenue East, more particularly described in Schedule "A" attached hereto and forming part of this by-law, as property of historic and architectural value and interest under the Ontario Heritage Act;

AND WHEREAS the property comprising 74 Charlton Avenue East is within the Development Control Area of the Niagara Escarpment Commission;

AND WHEREAS the property comprising 74 Charlton Avenue East is in an area of demolition control designated under Section 33 of the Planning Act, R.S.O. 1990, Chapter P.13;

AND WHEREAS a development permit from the Niagara Escarpment Commission is required to demolish a house which is within the Niagara Escarpment Commission Development Control Area;

AND WHEREAS a demolition permit is required to demolish a residential property under the Planning Act;

AND WHEREAS the owner of 74 Charlton Avenue East demolished the designated property without a demolition permit or a development permit;

AND WHEREAS Section 34 of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18, requires the Council to pass a by-law to repeal the Designation By-law when the designated building has been demolished.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 91-076 is hereby repealed.
2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law to be registered against the property described in Schedule "A" attached hereto, in the property registry office.
3. The City Clerk is hereby authorized and directed,
  - (i) to cause a copy of this by-law to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;
  - (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this 31st day of March A.D. 1992.

Mayor

CERTIFIED A TRUE COPY

City Clerk

CITY CLERK



## Schedule "A"

To

By-law No. 92-092

74 Charlton Avenue East, Hamilton, Ontario

ALL and Singular that certain parcel or tract of land and premises, situate, lying and being on the east side of John Street, south of Charlton Avenue in Robert James Hamilton's Survey in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth which may be more particularly described as follows:

COMMENCING on the easterly side of John Street at the southwest angle of the lands conveyed by Harriet A. Luxton to Eola McCullough by deed dated the fifth day of July, 1900, and registered in the Registry Office for the Registry Division of Wentworth, as Number 71487 and being about two hundred and thirty-one feet four inches from Charlton Avenue;

THENCE following the easterly margin of John Street on a course south fifteen degrees fifteen minutes west eighty-one feet three inches more or less to a post;

THENCE south seventy degrees fifteen minutes east two hundred and thirteen feet to a post;

THENCE north fifteen degrees and fifteen minutes east parallel to John Street eighty-one feet three inches more or less to a post;

THENCE north seventy degrees fifteen minutes west two hundred and thirteen feet to the place of beginning.





The Corporation of the City of Hamilton

BY-LAW NO. 92-093

To Amend:

Tariff of Fees By-law No. 87-55  
As Amended by By-law No. 87-350

Respecting:

THE COMMITTEE OF ADJUSTMENT

WHEREAS By-law No. 87-55, passed on the 24th day of February 1987 established a tariff of fees pursuant to subsection 68(1) of the Planning Act, S.O. 1983, Chapter 1, [now subsection 69(1), of the Planning Act, R.S.O. 1990, Chapter P.13];

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 87-350 on the 8th day of December 1987 to amend By-law No. 87-55 to revise the fees payable for applications to the Committee of Adjustment;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 8 of the 5th Report of the Planning and Development Committee at its meeting held on the 10th day of March 1992, recommended that By-law No. 87-350 prescribing fees in relation to administrative costs be appropriately amended to establish a stepped schedule of fees in relation to types of applications made to the Committee of Adjustment;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

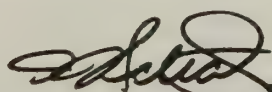
1. Paragraph 6 of Table 1 to Section 1 of By-law No. 87-55, as amended, is repealed and the following substituted therefor:

|                                                               | <u>1991</u> | <u>1992 Apr. 1</u> | <u>1993 Jan. 1</u> | <u>1994 Jan. 1</u> |
|---------------------------------------------------------------|-------------|--------------------|--------------------|--------------------|
| Variances or Permission ancillary to 1 and 2 family unit uses | \$250.00    | \$250.00           | \$250.00           | \$250.00           |
| Variances or Permission (all other)                           | \$250.00    | \$300.00           | \$350.00           | \$400.00           |

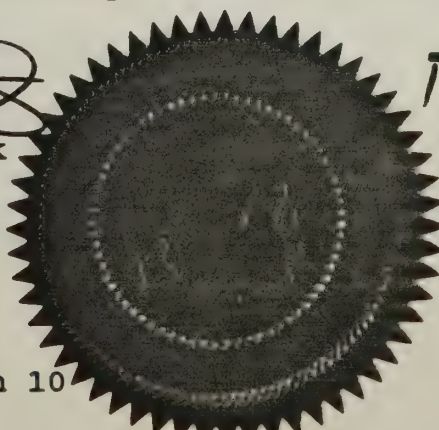
2. In all other respects, By-law No. 87-55, as amended, is hereby confirmed, unchanged.

PASSED this 31st day of March

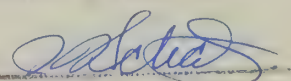
A.D. 1992.

  
City Clerk

  
Mayor



CERTIFIED A TRUE COPY

  
CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 92-094

Respecting:

**THE CHIEF BUILDING OFFICIAL AND INSPECTORS APPOINTED UNDER  
THE BUILDING CODE ACT, R.S.O. 1990,  
STATUTES OF ONTARIO, CHAPTER B.13**

**WHEREAS** Ontario Regulation 413/90 made on July 27, 1990 and filed on July 30, 1990 in accordance with section 19 of the Building Code Act, established the building code for Ontario;

**AND WHEREAS** subsection 1 of section 3 of the Building Code Act provides that the council of each municipality is responsible for the enforcement of the Act in the municipality;

**AND WHEREAS** subsection 2 of section 3 of the Building Code Act provides that each municipality shall appoint a chief building official and such inspectors as are necessary for the purpose of the enforcement of the Act;

**AND WHEREAS** By-law No. 91-047 passed on the 12th day of March 1991, consolidated previous by-laws into one by-law in view of the changes in inspection staff and appointments;

**AND WHEREAS** it is desirable to further consolidate into one by-law all changes in inspection staff, appointments and position titles since By-law No. 91-047 was enacted;

**AND WHEREAS** City Council in adopting section 6 of the 6th Report of the Planning and Development Committee on the 31st day of March 1992, authorized the preparation of this by-law.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) The following person is appointed chief building official:  
  
Leonard C. King, P. Eng.
- (b) The title of the chief building official shall be as follows:  
  
Building Commissioner.
2. (a) The following person is appointed an Inspector:  
  
Peter C. Lampman, P. Eng.
- (b) The title of the Inspector appointed under clause (a) shall be as follows:  
  
Deputy Building Commissioner and  
Director of Technical Services.





3. The person appointed Inspector under clause (a) of section 2 is hereby appointed chief building official during the absence for any reason of the person appointed chief building official under section 1.

4. (a) The following person is appointed an Inspector:

Brian D. Allick.

(b) The title of the Inspector appointed under clause (a) shall be as follows:

Manager of Field Services.

5. (a) The following person is appointed an Inspector:

Wah-Keun Wong, P. Eng.

(b) The title of the Inspector appointed under clause (a) shall be as follows:

Manager of Customer Services.

6. (a) The following persons are each appointed an Inspector:

Larry W. Harvey

Donald J. Inglis

John Spolnik.

(b) The title of each of the Inspectors appointed under clause (a) shall be as follows:

Supervisor of Field Services.

7. (a) The following person is appointed an Inspector:

Linda Paterson.

(b) The title of the Inspector appointed under clause (a) shall be as follows:

Supervisor of Customer Services.

8. (a) The following persons are each appointed an Inspector:

Jan Janosik, P. Eng.

Wing S. Lee, P. Eng.

Mudbidri Somasheker Rao, P. Eng.

(b) The title of each of the Inspectors appointed under clause (a) shall be as follows:

Building Engineer 1



9. The following persons are each appointed an Inspector:

|                  |                 |
|------------------|-----------------|
| Bauwe Bethlehem  | Peter Gobbo     |
| John Ivezic      | Brian Baxter    |
| Morris Marsalla  | Bryan Moon      |
| John Thomas      | Douglas Clark   |
| Rae Ilton        | Michael Verboom |
| Steven Kuczerepa | Gene Penko      |
| Michelle Oproiu  | Natalie Gould   |
| Russell J. Dorr  | Glen McCrory    |
| Sandra Tucker    | William Dupont  |
| Alexander Fedora | Frank Peter     |
| Charles Hewitt   | Nancy Rahjer    |
| Ronald Doucet    | Christine Hey   |
| Gary Daly        | Monica Melnick  |
| John Lane        | Richard Kuipers |
| Ken Edgar        | Debbie Eydt     |
| Rex Mansell      | George Caetano  |
| Michael Shepherd | George Robis    |
| Steve Teal       | Sylvia Bishop   |
| Gail Nolan       | Douglas Pickard |

10. (a) The following person is appointed an Inspector:

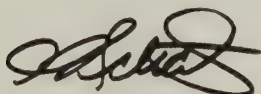
Thomas Redmond, P.Eng.

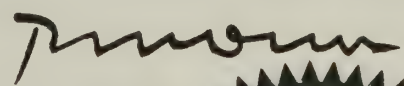
- (b) The title of the Inspector appointed under clause (a) shall be as follows:

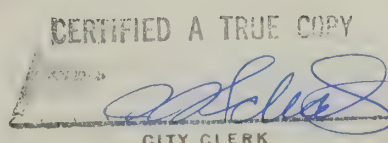
Chief Building Engineer.

11. By-law No. 91-047 is hereby repealed.

PASSED this 31st day of March A.D. 1992.

  
City Clerk

  
Mayor







The Corporation of the City of Hamilton

BY-LAW NO. 92-095

To Require:

THE INSTALLATION OF SMOKE ALARMS AND EMERGENCY LIGHTING

WHEREAS Section 210 of the Municipal Act, R.S.O. 1990, Chapter M.45 provides that the City of Hamilton is authorized to pass by-laws,

- 31. For providing...fire protection services...
- 44. For requiring buildings...to be put in a safe condition to guard against fire or other dangerous risk or accident.
- 46. For authorizing appointed officers to enter at all reasonable times upon any property in order to ascertain whether the provisions of the by-law are obeyed, and to enforce or carry into effect the by-law.
- 49. For making such other regulations for preventing fires and the spread of fires as the council considers necessary;

AND WHEREAS The City of Hamilton Act 1991, Bill Pr53 which authorizes the Council of The Corporation of the City of Hamilton to enact by-laws to require owners of buildings containing residential occupancies to install smoke alarms and emergency lighting received Royal Assent on the 19th day of December 1991.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

Definitions 1. In this by-law,

- (a) "basement" means any storey below the first storey measured from the top of each floor to the top of the floor next below;
- (b) "City" means The Corporation of the City of Hamilton;
- (c) "dwelling unit" means a room or suite of rooms operated as a housekeeping unit that is used or intended to be used as a domicile by one or more persons and that contains at least one or more of the following facilities: cooking, eating, living, sleeping or sanitary facilities;
- (d) "Fire Chief" means the Chief of the Fire Department of the City;
- (e) "Fire Prevention Inspector" means a member of the Fire Prevention Division of the Fire Department of the City and includes the Fire Chief and any other member of the Fire Department designated by the Fire Chief;



- (f) "occupant" means any person, firm or corporation who is jointly responsible with the owner in respect of the property under consideration over which the occupant has control;
- (g) "owner" includes any person, firm or corporation for the time being managing or receiving rent for the land or premises in connection with which the word is used, whether on his own account or as an agent, trustee or representative, or any other person who would so receive the rent if such land were leased including an owner, occupier, or any person to whom rent is payable;
- (h) "residential occupancy" means the occupancy or use of a building or part thereof by persons for whom sleeping accommodation is provided but who are not harboured or detained to receive medical care or treatment or are not involuntarily detained, but does not include second level lodging houses as defined by City of Hamilton By-law No. 80-259;
- (i) "smoke alarm" means a battery or electrically powered combined smoke detection device and audible alarm device that,
  - i) is designed to sound an alarm upon detection of products of combustion; and
  - ii) is equipped with an indicator which provides a readily visible or audible indication that the device is in operating condition; and
  - iii) has been approved by the Underwriters' Laboratories of Canada and, where electrically powered, also by the Canadian Standards Association;
- (j) "storey" means that portion of a building that is situated between the floor and the ceiling above it.

- |                              |                                                                                                                                                                                                                                                                     |
|------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Application                  | 2. The provisions of this by-law do not apply to buildings which comply with the Ontario Building Code or the retrofit sections of The Fire Code, or buildings regulated by the <u>Hotel Fire Safety Act</u> .                                                      |
| Installation of Smoke Alarms | 3. Owners of any building containing a residential occupancy shall install or cause to be installed one smoke alarm in each dwelling unit, and in each sleeping room not within a dwelling unit, in accordance with Sections 5 and 6.                               |
| Maintenance of Smoke Alarms  | 4. Every occupant of a dwelling unit or a sleeping room shall maintain the smoke alarm in operating condition at all times during occupancy in accordance with the manufacturer's instructions.                                                                     |
| Installation of Smoke Alarms | 5. Every smoke alarm shall be installed on or near the ceiling in accordance with the manufacturer's instructions and shall be located, <ul style="list-style-type: none"> <li>(a) between each sleeping area and the remainder of the dwelling unit; or</li> </ul> |





- (b) in the hallway, where a sleeping area is served by a hallway belonging to the dwelling unit; or
- (c) in the path of exit travel on any storey not containing a sleeping area; or
- (d) in the sleeping area.

Electrically Powered Smoke Alarms 6.(1) Every installed, electrically powered smoke alarm shall be equipped with visual indication that it is in operating condition.

Ibid. (2) No installed, electrically powered smoke alarm shall have a switch between the smoke alarm and the power distribution panel.

Ibid. (3) Every installed, electrically powered smoke alarm shall be permanently mounted on a standard outlet box on the ceiling or on the walls between six inches and twelve inches below the ceiling, in accordance with Section 5.

Hallway Smoke Alarms 7.(1) Every owner of a building over three storeys in height containing dwelling units, shall install and maintain electrically powered interconnected smoke alarms in the hallway of every storey of the building, in accordance with the manufacturer's specifications.

Electrically Powered Smoke Alarms (2) Every installed, electrically powered interconnected smoke alarm shall be equipped with visual indication that it is in operating condition.

Ibid. (3) No installed, electrically powered interconnected smoke alarm shall have a switch between the smoke alarm and the power distribution panel.

Ibid. (4) Every installed, electrically powered interconnected smoke alarm shall be permanently mounted on a standard outlet box on the ceiling or on the walls between six inches and twelve inches below the ceiling, in accordance with Section 5.

(5) Every smoke alarm shall be interconnected in a manner so that the activation of one smoke alarm causes all of the smoke alarms to sound.

(6) Every smoke alarm, if technically possible, shall be interconnected with an existing fire alarm system.

Emergency Lighting 8.(1) Every owner of a building over three (3) storeys in height, containing dwelling units, shall install an emergency lighting system in every means of egress serving the residential portion of the building.

(2) The emergency lighting system shall:

- (a) provide illumination for at least the period of time prescribed in The Building Code for the classification of the building, (Ontario Regulation 413/90, as amended), and



- (b) be supplied by a source of energy which is separate from the primary electrical supply for the building, and
- (c) be designed to automatically commence when power to the building is interrupted, and
- (d) provide illumination at an average level of at least 10 lux at floor level.

Right of  
Entry

9. Every Fire Prevention Inspector may, upon the complaint of a person interested, or when the Fire Prevention Inspector considers it necessary to do so, without such complaint, inspect all dwelling units, and for such purpose may at all reasonable hours enter into and upon the building or premises containing the dwelling units for the purpose of examination and ascertaining whether provisions of this by-law have been obeyed and to enforce or carry into effect the by-law.

Inspection  
and Warrants

10. (1) For the enforcement of any by-law passed under this Act, a Fire Prevention Inspector may, at all reasonable hours, enter any building or premise containing a dwelling unit.
- (2) In exercising the power of entry, the Fire Prevention Inspector shall produce his or her identification upon request.
- (3) A Fire Prevention Inspector shall not, except under the authority of a warrant issued under subsection (6), enter a place used as a dwelling unit without the consent of the occupier.
- (4) A Fire Prevention Inspector may call upon any expert he or she considers necessary to assist in carrying out an inspection.
- (5) No person shall hinder or obstruct a Fire Prevention Inspector lawfully carrying out the enforcement of a by-law passed under this Act.
- (6) A justice of the peace may issue a warrant authorizing a Fire Prevention Inspector, or an expert, or both, to enter any place if satisfied by information upon oath that,
- (a) it is reasonably necessary for the Fire Prevention Inspector, or expert, to enter the place in order to determine whether this Act is being complied with; and
  - (b) the Fire Prevention Inspector, or expert, have been denied entry or obstructed in their attempt to enter the building or dwelling unit.
- (7) A warrant shall specify the hours and days during which it may be executed and name a date on which it expires, which date shall not be later than thirty days after its issue.
- (8) A warrant shall be executed between the hours of 7 a.m. and 9 p.m., unless it provides otherwise.





(9) A warrant authorizes the Fire Prevention Inspector, or the expert,

(a) to use whatever force is necessary to execute the warrant; and

(b) to call on police officers as necessary to assist in executing the warrant.

11. (1) Where a Fire Prevention Inspector ascertains that an owner has not complied with Section 3, Section 5, Section 6, Section 7, or Section 8, the Fire Prevention Inspector may serve a notice personally or by registered mail upon the owner at the owner's last known address, requiring the owner to comply, and where service is by registered mail, the service shall be deemed to have been made on the fifth day after the date of mailing.

Ibid.

(2) Where a Fire Prevention Inspector ascertains that an occupant has not complied with Section 4, the Fire Prevention Inspector may serve a notice to comply in writing, personally or by registered mail upon the occupant, requiring the occupant to comply, and where service is by registered mail, the service shall be deemed to have been made on the fifth day after the date of mailing.

Content  
of Notice

12. The notice to comply shall contain the following information:

1. Name and address of person upon whom notice is served.

2. Address of premises.

3. Reasonable particulars of the requirements of this by-law respecting which there is non-compliance and the provisions of this by-law relating thereto.

4. A requirement that the person served shall remedy the non-compliance forthwith.

Penalty

13.(1) Every person who fails to remedy the non-compliance set out in the notice to comply on or before the specified date is guilty of an offence and upon conviction is liable to the penalty specified in Section 61 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended.

(2) Any person who hinders or obstructs a Fire Prevention Inspector is guilty of an offence and upon conviction is liable to the fine specified in Section 61 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended.



Commencement 14. This by-law comes into force and effect on the 1st day of January 1993.

Short Title 15. The short title of this by-law is "The Smoke Alarm By-law"

PASSED this 31st day of March A.D. 1992.



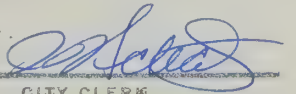
City Clerk



Mayor



CERTIFIED A TRUE COPY

  
CITY CLERK





BY-LAW NO. 92 - 096

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 31ST DAY OF MARCH A.D., 1992.

WHEREAS by Section 9 of The Municipal Act, being Chapter M.45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

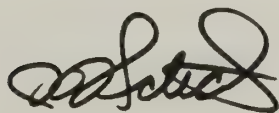
AND WHEREAS by Sub-section 1 of Section 101 of The Municipal Act, being Chapter M.45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 31st day of March A.D. 1992



CITY CLERK



MAYOR



CERTIFIED A TRUE COPY

  
CITY CLERK



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92-097

TO STOP-UP, CLOSE AND SELL THOSE PORTIONS  
OF PUBLIC WALKWAY, FROM EAGLEWOOD DRIVE  
TO RYMAL ROAD EAST

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45 to stop-up, close and sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton in adopting item 11 of the 15th Report of the Transport and Environment Committee on October 29, 1991 authorized the City to stop-up, close and sell portions of the Public Walkway, being more particularly described as Parts 1,2,3 and 4 on Plan 62R-12122.

**AND WHEREAS** the Corporation of the City of Hamilton is the owner of the above described lands.

**AND WHEREAS** Notice of the City's intention to pass this By-law has been published as required by Section 301 of The Municipal Act for the four consecutive weeks; namely, March 12, 19, 26 and April 2, 1992.

**AND WHEREAS** the Council of the Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this By-law.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portions of the highway described as,

All of Parcel Public Walkway -1, Section 62M-622

Being all of Block 30 (Public Walkway), Plan 62M-622, designated as Parts 1,2,3 and 4, Plan 62R-12122

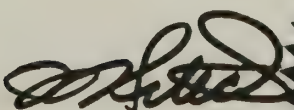
in the City of Hamilton  
Regional Municipality of Hamilton-Wentworth  
being all of the Parcel.

are hereby stopped, closed and sold.

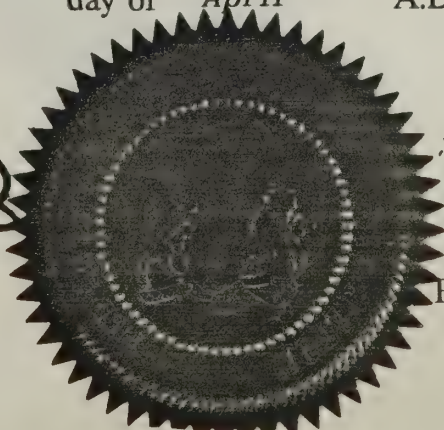
2. That the soil and freehold in the closed portions of the said Public Walkway described as Parts 3 and 4, Plan 62R-12122, be sold to: (a) Micor Developments Inc. Trustee, or their successors in title, for the sum of \$1.00 in accordance with the provisions of an Offer to Purchase, dated March 2, 1992, (b) Part 1, Plan 62R-12122, be sold to Rosa Buonopane, or her successors in title, for the sum of \$1.00 in accordance with the provisions of an Offer to Purchase, dated March 3, 1992, and (c) Part 2, Plan 62R-12122 be sold to Margaret Barbara Loeffler, or her successors in title, for the sum of \$1.00 in accordance with the provisions of an Offer to Purchase, dated March 12, 1992.

3. This By-law shall come into force and effect on the date of registration in the Land Registry Office for the Registry Division of Wentworth (No. 62)

PASSED this 14th day of April A.D. 1992



J. J. Schatz




R. Morrow





THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92- 098

TO INCORPORATE RESERVE "E", REGISTERED PLAN NO. 1308  
INTO GOULDING AVENUE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Goulding Avenue by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Goulding Avenue.

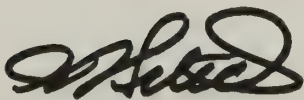
All of Reserve "E", Registered Plan No. 1308

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 14th day of April A.D. 1992.

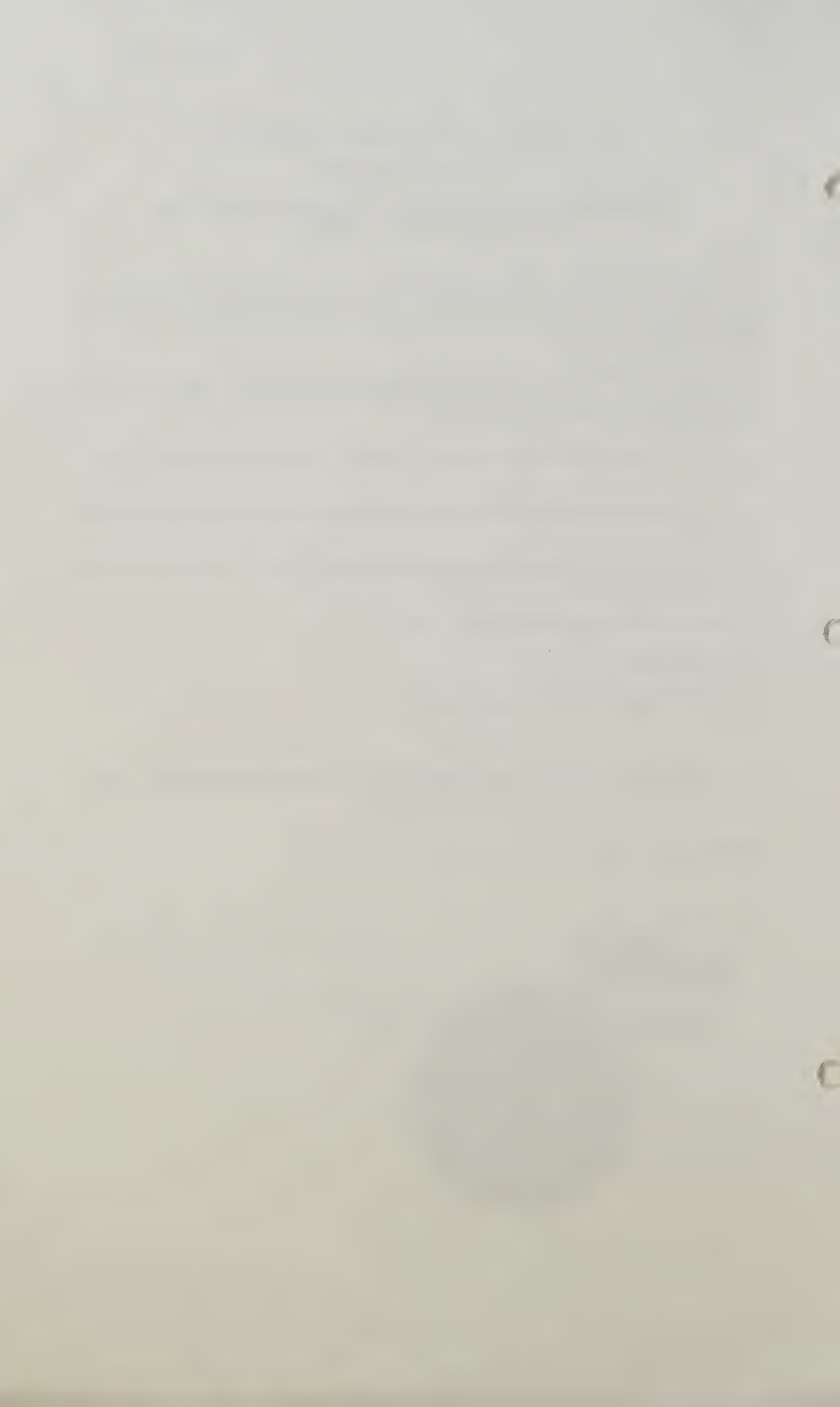


J. J. Schatz  
City Clerk



R. Morrow  
Mayor





THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92- 099

TO INCORPORATE PART 9, PLAN 62R-12040  
INTO KELLY STREET

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Kelly Street by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Kelly Street.

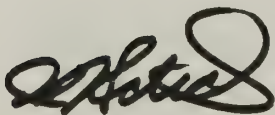
Part of Lots 4 and 5 and Alley, Registered Plan No. 255, designated as Part 9 on Plan 62R-12040.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

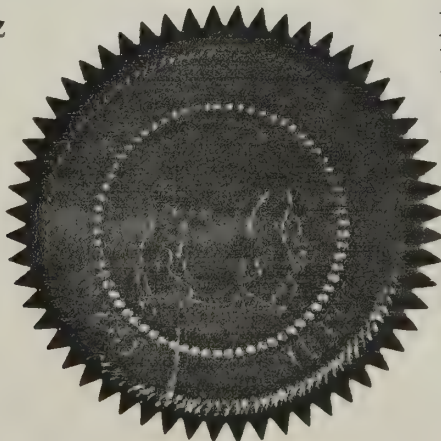
PASSED this 14th day of April A.D. 1992.



J. J. Schatz  
City Clerk



R. Morrow  
Mayor







THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92- 100

TO INCORPORATE PART 4, PLAN 62R-12040  
INTO ELGIN STREET

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Elgin Street by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Elgin Street.

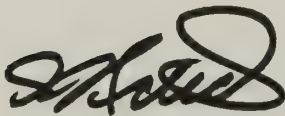
Part of Lots 39 and 40, Registered Plan No. 255, designated as Part 4, on Plan 62R-12040.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

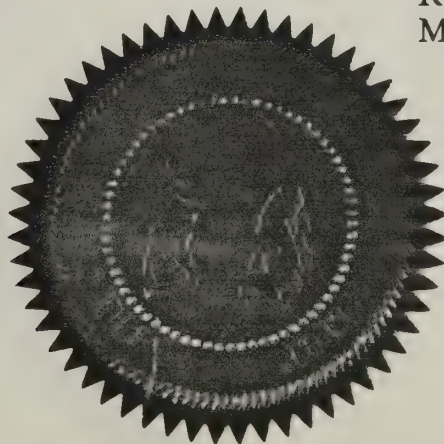
**PASSED** this *14th* day of *April* A.D. 1992.



J. J. Schatz  
City Clerk



R. Morrow  
Mayor





THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92-101

TO INCORPORATE PARTS 18 AND 19, PLAN 62R-10529  
INTO ACADIA DRIVE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Acadia Drive by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Acadia Drive.

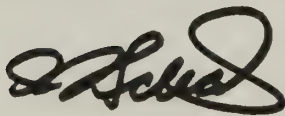
Parts of Lot 9, Concession 8, in the geographic Township of Barton, designated as Parts 18 and 19, Plan 62R-10529.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

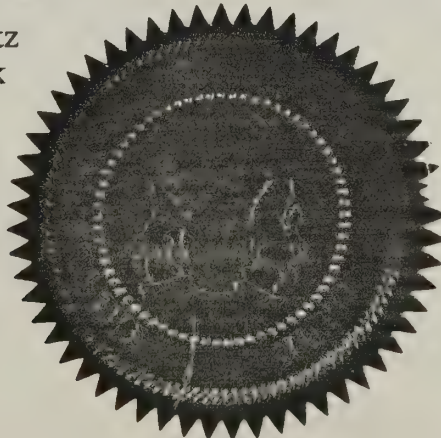
PASSED this 14th day of April A.D. 1992.



J. J. Schatz  
City Clerk



R. Morrow  
Mayor







The Corporation of the City of Hamilton

BY-LAW NO. 92-102

To Amend:

Local Improvement By-law No. 10605

Respecting:

REVISED COSTS TO THE CORPORATION  
FOR THE INSTALLATION OF LOCAL IMPROVEMENTS

WHEREAS By-law No. 10605, passed on the 15th day of December, 1964, as amended by By-laws Nos. 67-150, 73-72, 80-127, 80-156, 82-40, 83-75, 84-41, 85-70, 86-78, 88-096, 89-76, 90-49 and 91-16, provides for the undertaking of local improvements in accordance with the Local Improvement Act;

AND WHEREAS subsection 4a of section 13 of said By-law No. 10605, as amended, provides for the local improvement rates to be charged against abutting lands for work done under the Local Improvement Act;

AND WHEREAS By-law No. 91-16, passed on the 12th day of February 1991 repealed subsection 4a of section 13 to By-law No. 10605, as amended, and re-enacted a new subsection 4a to section 13 to provide for increased maximum local improvement rates, chargeable on a per metre frontage basis against abutting lands for work done under the Local Improvement Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 22 of the 4th Report of the Transport and Environment Committee at its meeting held on the 10th day of March 1992, directed that the maximum local improvement charges per metre of frontage be increased as hereinafter provided.

NOW THEREFORE the Council of The Corporation of The City of Hamilton enacts as follows:

1. Subsection 4a of section 13 of By-law No. 10605, as re-enacted by By-law No. 91-16, is repealed and the following substituted therefor:

(4a) The chargeable amount per metre frontage referred to in clause (a) of subsection 4 shall be as follows:

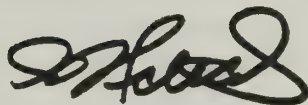
1. For curbs only at the rate of \$80.00 per metre frontage.
2. For sidewalks only at the rate of \$80.00 per metre frontage.



3. For sidewalks and independent curbs or combined sidewalks and curbs, at the rate of \$137.00 per metre frontage.
4. For roadway only, at the rate of \$223.00 per metre frontage.
5. For alleys, at the rate of \$93.00 per metre frontage.
6. For roadway and curbs only in industrial subdivisions, at the rate of \$306.00 per metre frontage.

2. In all other respects By-law No. 10605, as amended, is hereby confirmed, unchanged.

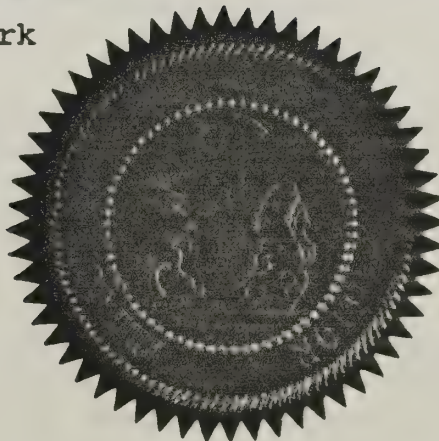
PASSED this 14th day of April A.D. 1992.



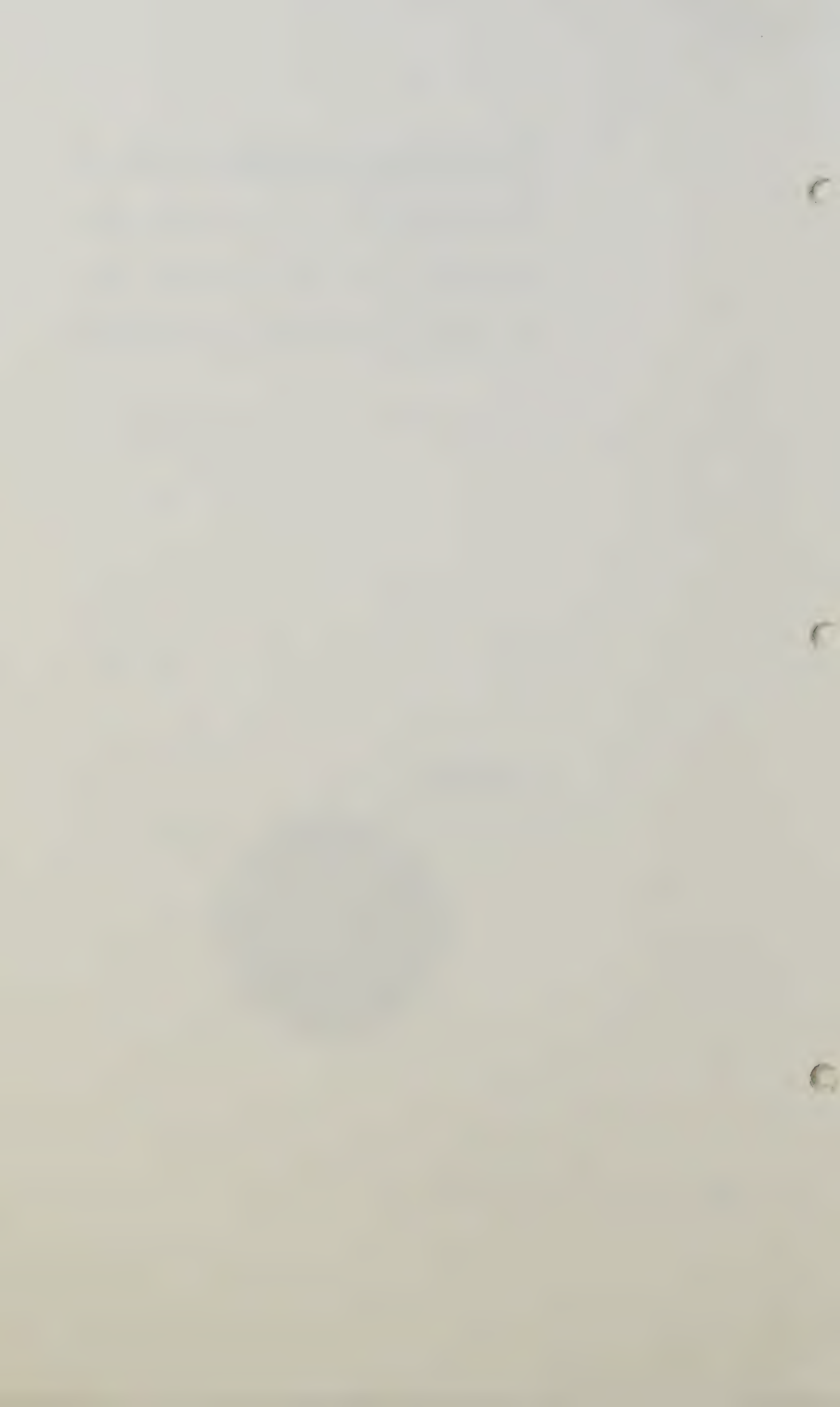
City Clerk



Mayor







THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92 - 103

To Authorize:

1. The construction of local improvements, by Petition, under section 11 of the Local Improvement Act, of an independent concrete sidewalk on the east side of Upper Paradise Road adjacent to St. Thomas More School, 1045 Upper Paradise Road;
2. The preparation of plans, specifications and reports, as required, and the supervision of the construction by the Director of Public Works;
3. The payment of the owner's share by the Treasurer from funds to be commuted by the Hamilton-Wentworth Roman Catholic Separate School Board.

WHEREAS a petition, from the Hamilton-Wentworth Roman Catholic Separate School Board, has been received to construct as local improvements the works herein described;

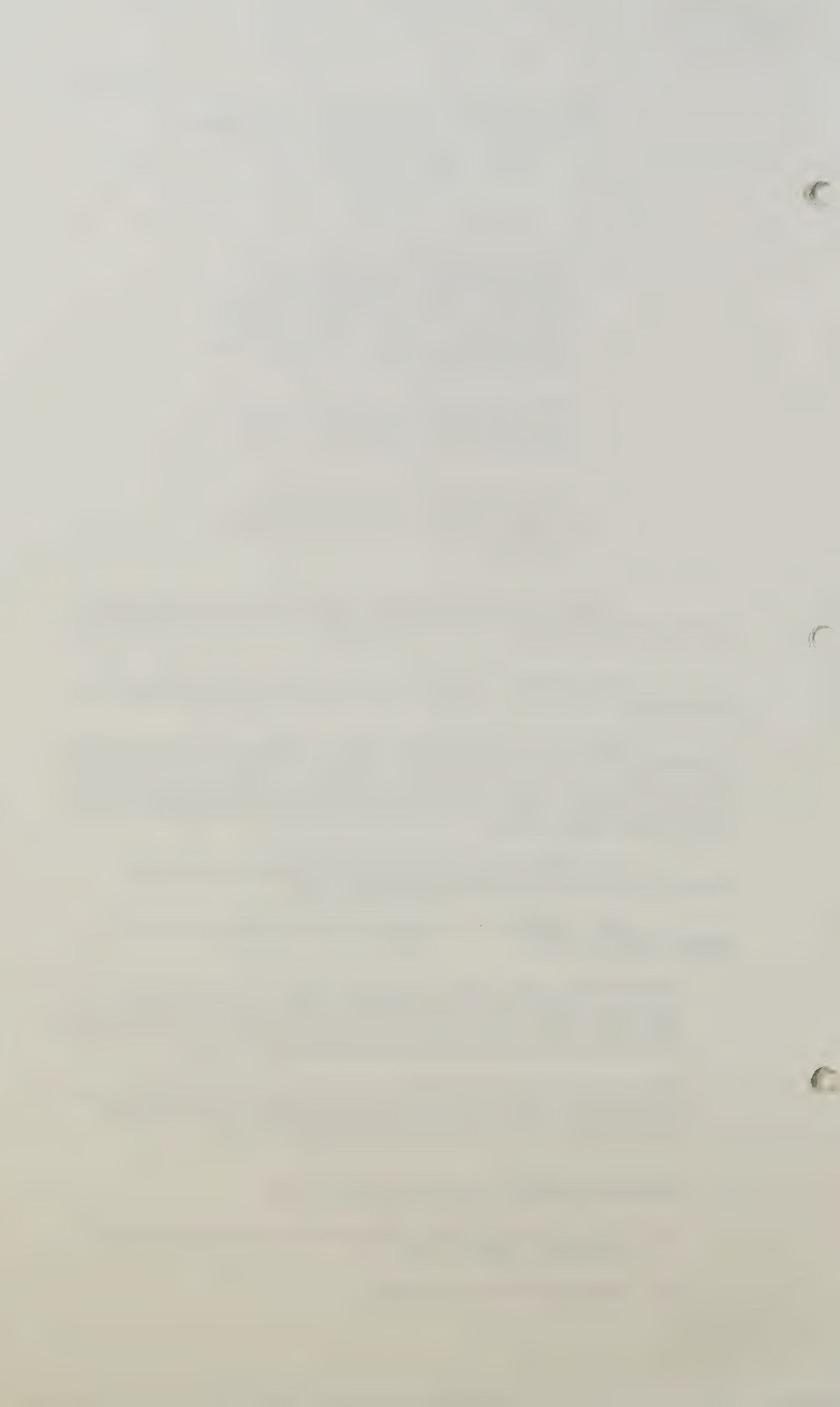
AND WHEREAS the City Clerk has certified as to the sufficiency of the said petition;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 36 of the 1st Report of the Transport and Environment Committee on January 14, 1992 authorized construction of the said works at an estimated gross cost not to exceed \$10,718.19 to be financed in its entirety by the Hamilton-Wentworth Roman Catholic Separate School Board.

AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

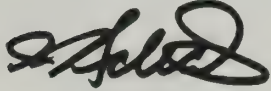
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described as an independent concrete sidewalk on the east side of Upper Paradise Road adjacent to St. Thomas More School, 1045 Upper Paradise Road, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$10,718.19.
2. The total estimated cost of the works in an amount not to exceed \$10,718.19 shall be borne by the owners of the lands abutting directly on the works, being the Hamilton-Wentworth Roman Catholic Separate School Board.
3. The Director of Public Works is hereby authorized to:
  - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
  - (b) supervise construction of the works.

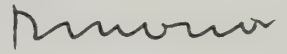


4. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.
5. The City Treasurer is hereby authorized and directed to pay Invoice #19950 from Standard Paving Company for \$10,718.19, being the total cost of the works, upon commutation of the owner's share from the Hamilton-Wentworth Roman Catholic Separate School Board.

PASSED *this 14th day of April*, A.D. 1992.



City Clerk

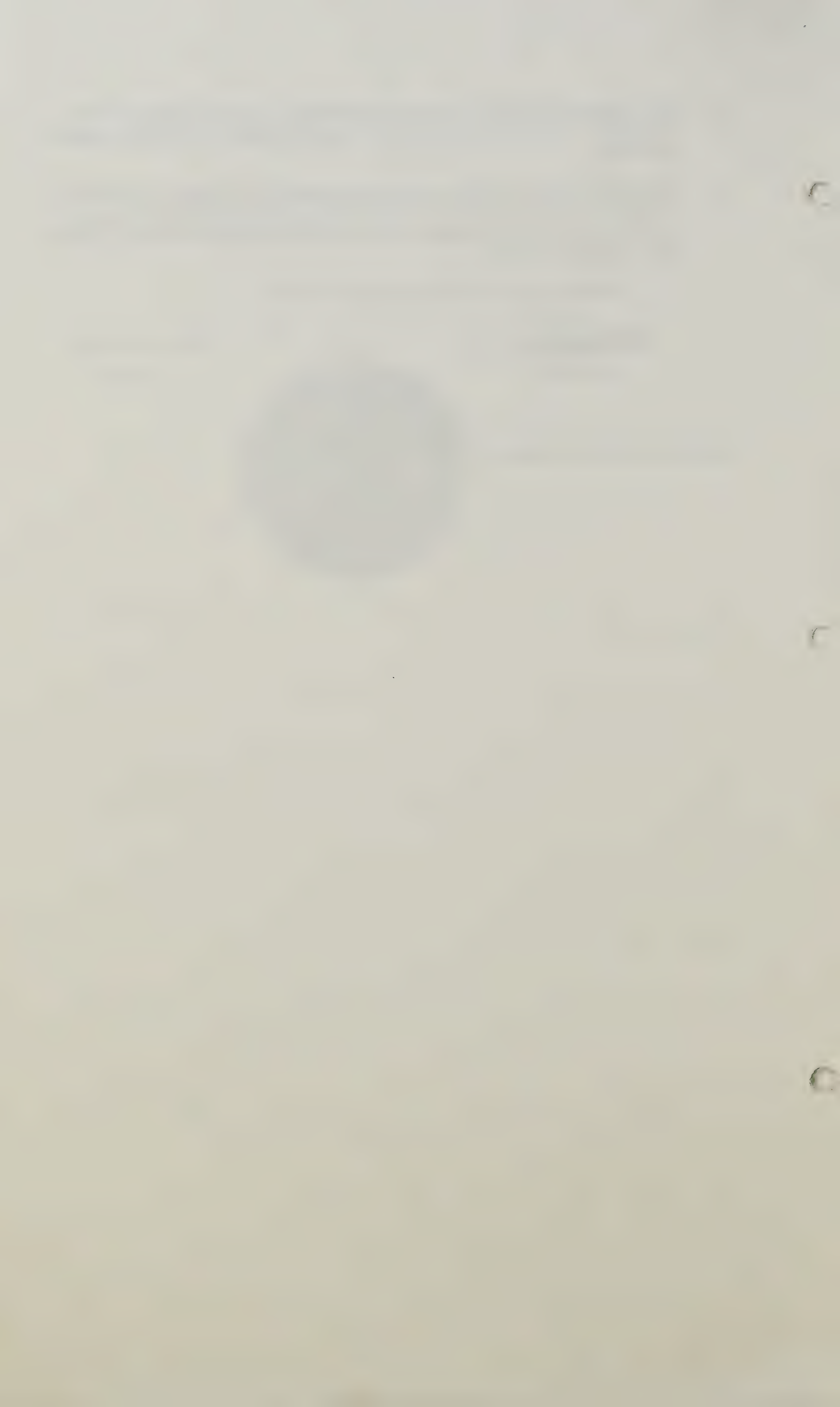


Mayor

(1992) 1 R.T.E.C. 36, January 14







CAW ON HBL A08  
B91  
1992

BILL NO. A - 36

BY-LAW NO. 92 - 104

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

|          |            |           |
|----------|------------|-----------|
| "Ryckman | Southbound | Lister    |
| Clyde    | Northbound | Wright    |
| Wright   | Eastbound  | Leeming". |

2. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following items, namely:-

|                         |       |                                       |
|-------------------------|-------|---------------------------------------|
| "Columbia<br>(east leg) | West  | Bendamere to 76 feet north            |
| Columbia<br>(east leg)  | West  | Bendamere to 52 feet south            |
| Bendamere               | South | Columbia (east leg) to 76 feet west". |

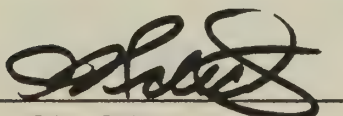
3. **Schedule 31 (School Bus Loading Zones)** is hereby amended by deleting therefrom the following item, namely:-

|            |       |         |                          |                      |
|------------|-------|---------|--------------------------|----------------------|
| "Bendamere | South | 80 feet | commencing at a point    | 7:00 a.m.-6:00 p.m.  |
|            |       |         | 50 feet west of Columbia | Monday to Saturday". |

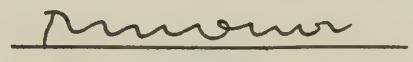
and by adding thereto the following item, namely:-

|            |       |         |                          |                      |
|------------|-------|---------|--------------------------|----------------------|
| "Bendamere | South | 64 feet | commencing at a point    | 7:00 a.m.-6:00 p.m.  |
|            |       |         | 76 feet west of Columbia | Monday to Saturday". |

PASSED THIS 14th DAY OF April, A.D. 1992

  
CITY CLERK



  
MAYOR



BY-LAW NO. 92 - 105

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 34 (Sticker Permit Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

|          |       |                                                                                              |           |
|----------|-------|----------------------------------------------------------------------------------------------|-----------|
| "Clinton | North | commencing at a point 310 feet<br>west of Lottridge to a point<br>23 feet westerly therefrom | Anytime". |
|----------|-------|----------------------------------------------------------------------------------------------|-----------|

2. **Schedule 25B (Parking Time Limits)** is hereby amended:

- a) by adding to **Section 1 (Three Hour Limit)** the following item, namely:-

|        |       |                |
|--------|-------|----------------|
| "Peter | North | Pearl to Ray". |
|--------|-------|----------------|

- b) by adding to **Section 4 (One Hour Limit)** the following item, namely:-

|          |      |                         |
|----------|------|-------------------------|
| "Emerald | West | Shaw to 99 feet south". |
|----------|------|-------------------------|

3. **Schedule 26 (No Parking Areas)** is hereby amended by deleting from **Section A (No Parking Anytime)** the following items, namely:-

|         |      |                                                                                               |
|---------|------|-----------------------------------------------------------------------------------------------|
| "Magill | West | commencing at a point 372 feet<br>south of Barton to a point<br>20 feet southerly therefrom". |
|---------|------|-----------------------------------------------------------------------------------------------|

4. **Schedule 27 (Alternate Side Parking)** is hereby amended by deleting therefrom the following item, namely:-

|                                |      |        |
|--------------------------------|------|--------|
| "Mary Street                   | West | East". |
| Cannon Street to Robert Street |      |        |

5. **Schedule 25A (Parking Time Limits)** is hereby amended by adding to **Section 5 (One Hour Limit)** the following item, namely:-

|       |      |                            |
|-------|------|----------------------------|
| "Hart | Both | Crawford to the west end". |
|-------|------|----------------------------|

6. **Schedule 22 (Hamilton Street Railway Bus Routes)** is hereby amended by adding thereto the following item, namely:-

|        |       |              |
|--------|-------|--------------|
| "Depew | Beach | Industrial". |
|--------|-------|--------------|

7. **Schedule 23 (Hamilton Street Railway Bus Stops)** is hereby amended by adding to the OUTBOUND COLUMN the following items, namely:-

"Depew at Burlington  
Depew at Gertrude".





and by adding to the INBOUND COLUMN the following items, namely:-

"Depew at Industrial (F/S)  
Depew at Burlington  
Depew at Gertrude  
Depew at Beach".

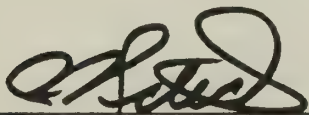
8. **Schedule 15 (Designated Traffic Lanes)** is hereby amended by adding thereto the following items, namely:-

|         |                            |                          |         |                         |
|---------|----------------------------|--------------------------|---------|-------------------------|
| "Haddon | King and 100 feet south    | East curb lane           | Anytime | Northerly to easterly   |
| Haddon  | King and 100 feet south    | 2nd lane from east curb  | Anytime | Northerly to easterly   |
| King    | Dalewood and 100 feet east | 2nd lane from north curb | Anytime | Westerly to Southerly   |
| King    | Paradise and 100 feet west | South curb lane          | Anytime | Easterly to Southerly   |
| King    | Paradise and 100 feet west | 2nd lane from south curb | Anytime | Easterly to Southerly". |

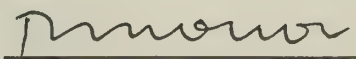
9. **Schedule 16 (No Left Turn at Certain Intersections)** is hereby amended by adding thereto the following items, namely:-

|         |            |        |           |
|---------|------------|--------|-----------|
| "Haddon | Northerly  | King   | Anytime   |
| Haddon  | Southbound | King   | Anytime   |
| King    | Eastbound  | Haddon | Anytime". |

PASSED THIS 14th DAY OF April , A.D. 1992



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 92-106

To Amend:

By-law No. 87-144

Respecting:

MUNICIPAL WEED INSPECTORS

WHEREAS By-law No. 87-144, passed on the 12th day of May 1987, provided for the appointment of Municipal Weed Inspectors under subsections 6(1) and 8(1) of the Weed Control Act, R.S.O. 1980, Chapter 530, (now R.S.O. 1990, Chapter W.5);

AND WHEREAS it is intended to revise the list of appointed Municipal Weed Inspectors.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2 of By-law No. 87-144 is repealed and the following substituted therefor:

The following persons are hereby appointed Municipal Weed Inspectors to enforce the Weed Control Act in the City of Hamilton:

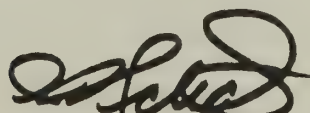
A. Boers  
P. Booker  
D. Boyer  
D. Cowan  
R. Farthing  
C. Gibbs

A. Mancini  
D. Pomfret  
J. Pook  
R. Pyne  
P. Tompkins  
R. Yanke

2. In all other respects, By-law No. 87-144 is hereby confirmed, unchanged.

PASSED this 14th day of April

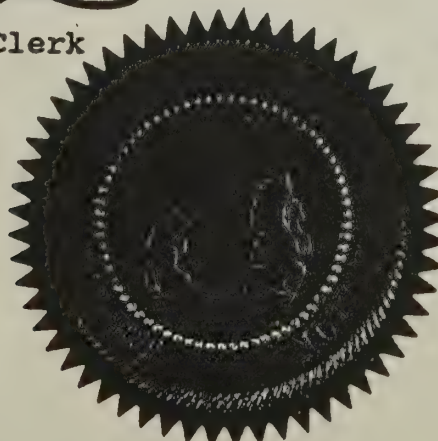
A.D. 1992.



City Clerk



Mayor







The Corporation of the City of Hamilton

BY-LAW NO. 92- 107

To Adopt:

Official Plan Amendment No. 107

Respecting:

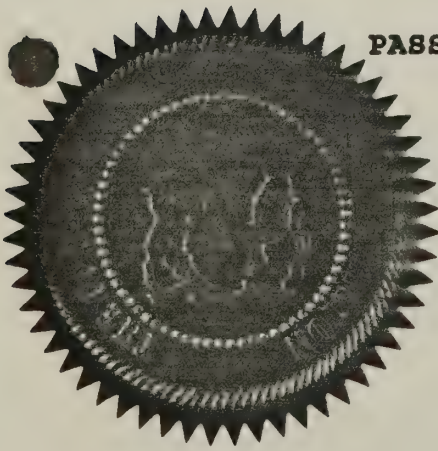
**LAND LOCATED AT MUNICIPAL NO. 2371 BARTON STREET EAST  
WITHIN THE NASHDALE NEIGHBOURHOOD**

The Council of The Corporation of the City of Hamilton  
enacts as follows:

1. Amendment No. 107 to the Official Plan of the Hamilton  
Planning Area consisting of Schedule 1, hereto annexed and forming  
part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval  
of the Official Plan Amendment referred to in section 1 above, as  
may be requisite, be obtained and for the doing of all things for  
the purpose thereof.

PASSED this 14th day of April A.D. 1992.



A handwritten signature in dark ink, appearing to be "H. H. H.", written over the name of the City Clerk.

City Clerk

A handwritten signature in dark ink, appearing to be "M. M. M.", written over the name of the Mayor.

Mayor



**Amendment No. 107**  
**to the**  
**City of Hamilton Official Plan**

The following text, together with Schedule B - Special Policy Areas, attached hereto, constitute Official Plan Amendment No. 107.

**Purpose:**

The purpose of this Amendment is to establish a "Special Policy Area" within the "Industrial" designation to permit a retail grocery store.

**Location:**

The lands affected by this Amendment are known municipally as 2371 Barton Street East, within the Nashdale Neighbourhood.

**Basis:**

The basis for permitting the grocery store within the "Industrial" designation, is as follows:

- 1) The existing retail grocery store, which was established as a fruit and vegetable business, has been operating at the same location for approximately 12 years and appears to have existed harmoniously with surrounding uses;
- 2) An adequate amount of on-site parking is provided; and,
- 3) The proposed uses are consistent with uses permitted by the previous By-law (i.e., a retail store for the sale of produce, fruits and vegetables; a retail store for the sale of furniture, electrical appliances and household goods).

**Actual Changes:**

1. The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.57:

"Notwithstanding the permitted uses set out in Subsection A.2.3 - Industrial Uses, for those lands shown on Schedule "B" as SPECIAL POLICY AREA 62 and located at 2371 Barton Street East, a retail grocery store will be permitted."





2. The following be added to Schedule "B" - Special Policy Areas:

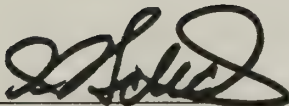
- ° Special Policy Area 62; and;
  - ° "Area 62 refer to Policy A.2.9.3.57" in the legend,
- as shown on the attached Schedule "B" of this Amendment.

**Implementation:**

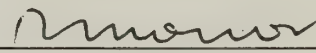
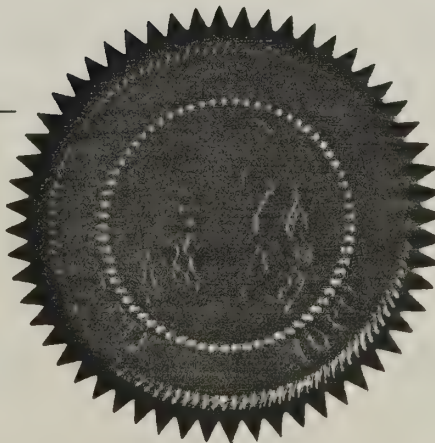
A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 92- 107 , passed on the 14<sup>th</sup> day of April , 1992.

**The Corporation of the  
City of Hamilton**



City Clerk



Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 92-108

To Adopt:

Official Plan Amendment No. 108

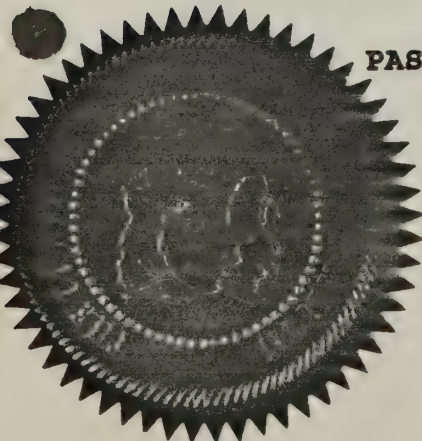
Respecting:

LAND LOCATED AT MUNICIPAL NO. 165 BURTON STREET  
WITHIN THE KEITH NEIGHBOURHOOD  
(Industrial Sector "A")

The Council of The Corporation of the City of Hamilton  
enacts as follows:

1. Amendment No. 108 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 14th day of April A.D. 1992.



A handwritten signature in black ink, appearing to be "J. L. ...", written over the City Clerk's name.

City Clerk

A handwritten signature in black ink, appearing to be "R. ...", written over the Mayor's name.

Mayor





## **Amendment No. 108**

**to the**

### **City of Hamilton Official Plan**

The following text, together with Schedule "A" - Land Use Concept, attached hereto, constitute Official Plan Amendment No. 108.

#### **Purpose:**

The purpose of this Amendment is to redesignate the subject lands from "Industrial" to "Residential" to permit a 24-unit stacked townhouse development.

#### **Location:**

The lands affected by this Amendment are known municipally as 165 Burton Street, within the Keith Neighbourhood (Industrial Sector "A").

#### **Basis:**

The basis for redesignating the subject lands from "Industrial" to "Residential" to permit the 24-unit stacked townhouse development, is as follows:

- 1) The development is an ideal form of residential intensification that is consistent with intensification policies established by the City and the Provincial Government;
- 2) The development would be consistent with the established residential form in the area comprised primarily of grade-related single-family dwellings; and,
- 3) It is an adaptive re-use of an unkept industrial site and will act as a catalyst for future residential development on underutilized lands.

#### **Actual Changes:**

Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Industrial" to "Residential", as shown on the attached Schedule "A" of this Amendment.

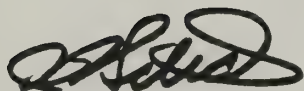


**Implementation:**

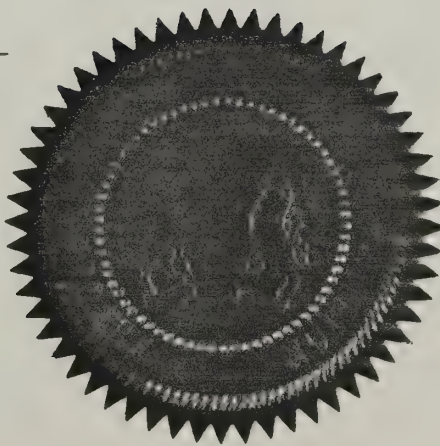
A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 92- 108 , passed on the 14th day of April , 1992.

**The Corporation of the  
City of Hamilton**



City Clerk



Mayor





## The Corporation of the City of Hamilton

BY-LAW NO. 92-110

To Establish:

AN ELDERLY PERSONS CENTRE  
AT THE SACKVILLE HILL SENIORS' RECREATION CENTRE

URBAN MUNICIPAL

MAY 05 1992

GOVERNMENT DOCUMENTS

WHEREAS subsection 3(1) of the Elderly Persons Centres Act, R.S.O. 1990, Chapter E.4, provides as follows:

(1) The council of a municipality may by by-law approved by the Minister provide for the establishment and operation of centres and may acquire by purchase, lease or otherwise real and personal property for that purpose;

AND WHEREAS clause 1(c) of the said Act provides as follows:

(c) "centre" means all or part of a building or buildings maintained and operated to provide social, recreational or other services for elderly persons;

AND WHEREAS it is intended to establish an Elderly Persons Centre at Sackville Hill Seniors' Recreation Centre, so as to enable the Centre to become eligible for grants under the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

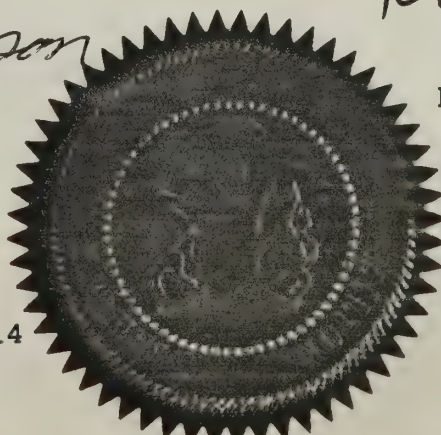
1. A centre within the meaning of the Elderly Persons Centres Act is hereby established, and shall be operated, at the site municipally known as 780 Upper Wentworth Street, being the Sackville Hill Seniors' Recreation Centre.

2. This by-law comes into force upon the approval of the Minister of Community and Social Services.

PASSED this 28th day of April, A.D. 1992.

*John Thompson*  
Acting City Clerk

*Mayor*  
Mayor



(1992) 7 R.P.R.C. 5, April 14



The Corporation of the City of Hamilton

BY-LAW NO. 92- 111

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED IN THE AREA SOUTH OF RYMAL ROAD EAST  
AND WEST OF THE PROPOSED EXTENSION OF UPPER WENTWORTH STREET**

URBAN MUNICIPAL  
MAY 03 1992  
GOV. DOCUMENTS

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-18E and E-27E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

(a) by changing from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District,

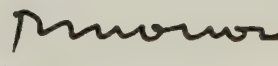
the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

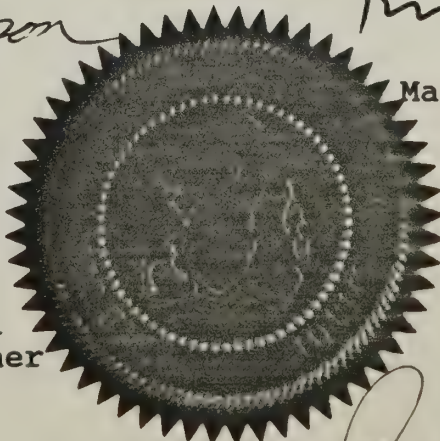
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 28th day of April

A.D. 1992.

  
Acting City Clerk

  
Mayor



(1992) 6 R.P.D.C. 13, March 31  
Benemar Construction Inc., Owner  
ZA-91-73

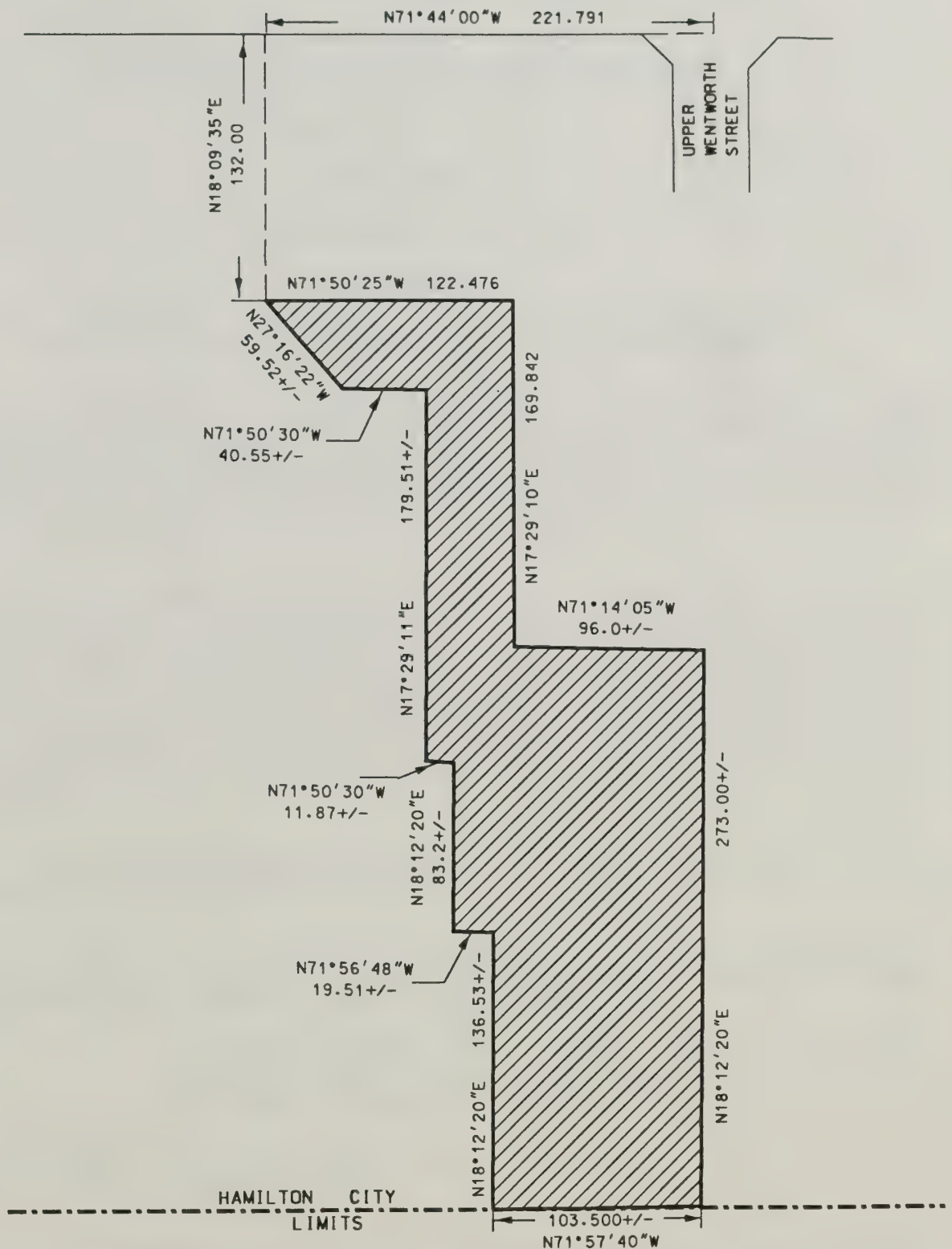
CERTIFIED A TRUE COPY

  
ACTING CITY CLERK





# RYMAL ROAD EAST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-111  
Passed the 28th day of April, 1992.

*John Thompson*  
Acting Clerk

*Mayor*  
Mayor

**City of Hamilton**  
**Schedule A**  
Map Forming Part of  
By-Law No. 92-111  
to Amend By-Law No. 6593  
Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

Legend  
Change in zoning from:



"C" (Urban Protected Residential, etc.) District  
to "R-4" (Small Lot Single-Family Detached)  
District.

|           |                       |                                |
|-----------|-----------------------|--------------------------------|
| North<br> | Scale<br>NOT TO SCALE | Reference File No.<br>ZA 91-73 |
|           | Date<br>APRIL, 1992   | Drawn By<br>T.A.               |



The Corporation of the City of Hamilton

BY-LAW NO. 92-112

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 165 BURTON STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 108, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-11 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "J" (Light and Limited Heavy Industry, etc.) District to "DE-3"- 'H' (Multiple Dwellings - Holding) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "DE-3" (Multiple Dwellings) District referred to in section 1 shall be subject to the special requirements that,

- (a) upon receipt of notification from the Ministry of the Environment that the decommissioning process has been satisfactorily completed, and
- (b) upon the applicant/owner applying for and receiving approval of a Site Plan including a Noise Study,

the 'H' symbol shall be removed by amendment to this by-law, and the development of the lands referred to in section 1 may proceed in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 3 of this by-law.

3. The "DE-3" (Multiple Dwellings) District provisions, as contained in Section 10C of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 10C(3)(i)(b) of By-law No. 6593, a front yard not less than 3.0 m in depth shall be provided and maintained;

URBAN MUNICIPAL  
MAY 05 1992  
GOV. MENT DOCUMENTS





- (b) notwithstanding Section 10C(3)(ii)(b) of By-law No. 6593, a side yard not less than 3.0 m in width shall be provided and maintained;
- (c) notwithstanding Section 10C(3)(iii)(b) of By-law No. 6593, a rear yard not less than 15.0 m in depth shall be provided and maintained;
- (d) notwithstanding Section 18.(8)(c) 1. of By-law No. 6593, a building distance separation of not less than 10.0 m shall be provided and maintained;
- (e) notwithstanding Section 10C(5) of By-law No. 6593, not more than 24 multiple family dwelling units shall be permitted;
- (f) notwithstanding Section 10C(6) of By-law No. 6593, not less than 30% of the lot area shall be provided and maintained as landscaped area;
- (g) Section 18A(1)(c) of By-law No. 6593 shall not apply;
- (h) a solid visual barrier not less than 2.0 m in height shall be provided and maintained along the northerly lot line;
- (i) a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the easterly side lot line, except for any area used for driveway access.

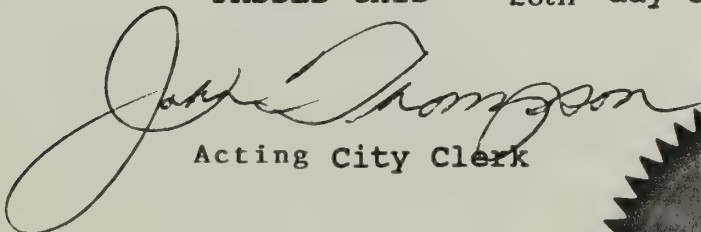
4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 3.

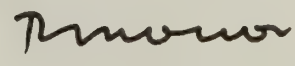
5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1267.

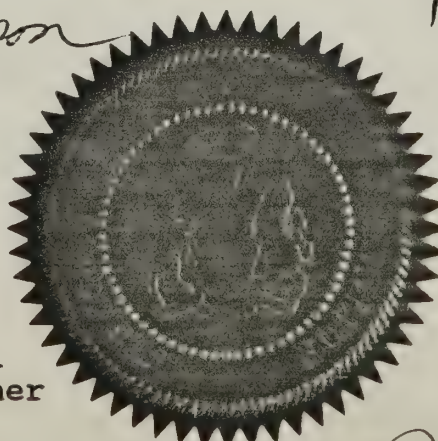
6. Sheet No. E-11 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1267.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 28th day of April A.D. 1992.

  
Acting City Clerk

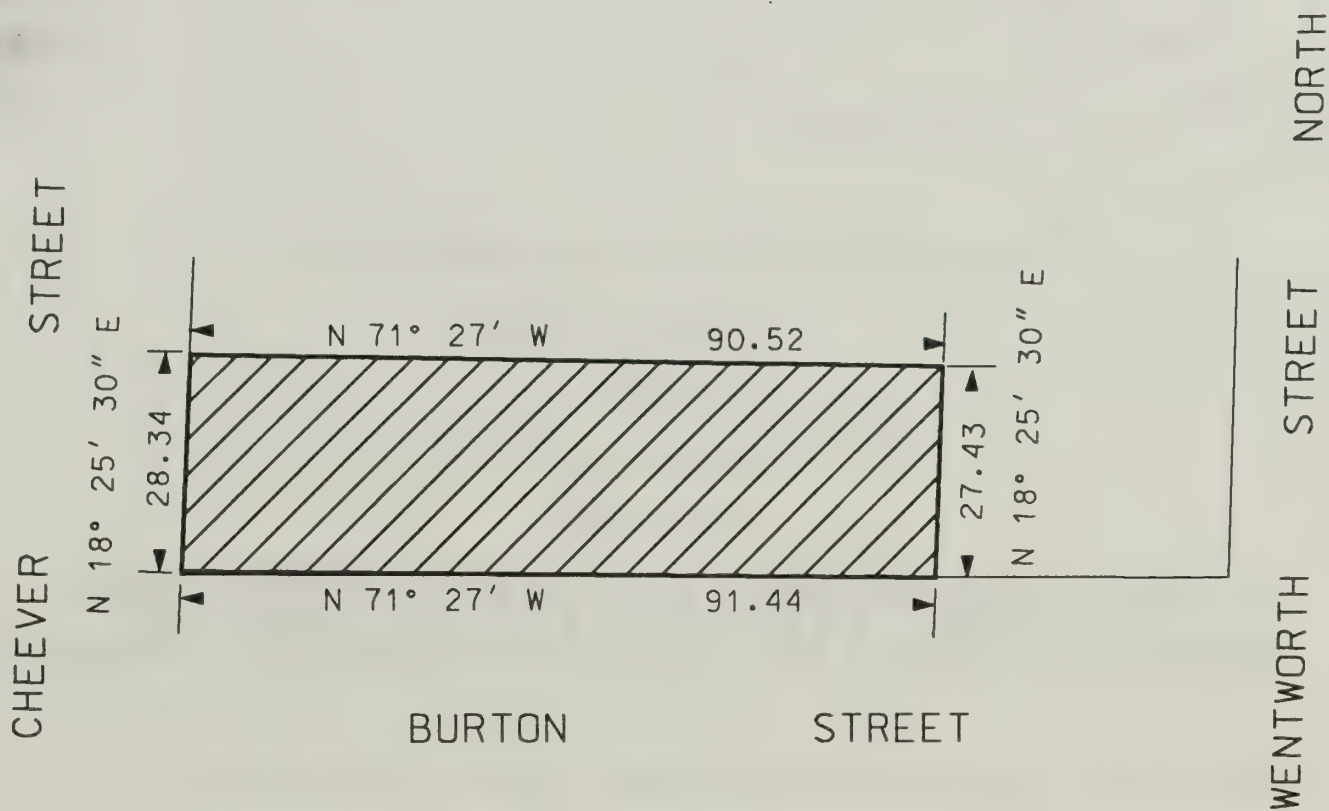
  
Mayor



(1992) 6 R.P.D.C. 1, March 31  
Agommen Ltd., Prospective Owner  
Amended ZA-91-69

CERTIFIED A TRUE COPY  
  
ACTING CITY CLERK





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-112  
 Passed the 28th day of April, 1992.

*John Thompson*  
 Acting Clerk

*[Signature]*  
 Mayor

**City of Hamilton**  
**Schedule A**  
 Map Forming Part of  
 By-Law No. 92- 112  
 to Amend By-Law No. 6593  
 Regional Municipality of Hamilton-Wentworth  
 Planning and Development Department

|                                                                                                                                                                       |                       |                                |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|--------------------------------|
| Legend<br>Change in zoning from:<br>"J" (Light and Limited Heavy Industry, etc.) District, modified, to "DE-3" - "H" (Multiple Dwellings-Holding) District, modified. |                       |                                |
| North<br>                                                                                                                                                             | Scale<br>NOT TO SCALE | Reference File No.<br>ZA-91-69 |
|                                                                                                                                                                       | Date<br>MARCH, 1992   | Drawn By<br>P.B.               |





Bill No. C-51

URBAN MUNICIPAL

MAY 05 1992

MENT DOCUMENTS

The Corporation of the City of Hamilton

BY-LAW NO. 92-113

To Adopt:

Official Plan Amendment No. 109

Respecting:

**TEXT CHANGES TO SUBSECTION C.7 - RESIDENTIAL ENVIRONMENT  
AND HOUSING POLICY and SUBSECTION D.9 - NOTIFICATION  
AND PUBLIC PARTICIPATION PROCEDURE OF THE HAMILTON OFFICIAL PLAN**

The Council of The Corporation of the City of Hamilton  
enacts as follows:

1. Amendment No. 109 to the Official Plan of the Hamilton  
Planning Area consisting of Schedule 1, hereto annexed and forming  
part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval  
of the Official Plan Amendment referred to in section 1 above, as  
may be requisite, be obtained and for the doing of all things for  
the purpose thereof.

PASSED this 28th day of April

A.D. 1992.

  
Acting City Clerk

  
Mayor



(1992) 7 R.P.D.C. 15, April 14  
City Initiative

CERTIFIED A TRUE COPY

ACTING CITY CLERK



## Amendment No. 109

to the

### City of Hamilton Official Plan

The following text constitutes Official Plan Amendment No. 109.

#### Purpose

The purpose of this Amendment is to make text changes to the City of Hamilton Official Plan, required as a result of the completion of the reports entitled Housing Intensification Strategy, 1992 City of Hamilton Municipal Housing Statement Update and Streamlining the Planning Process - Implementation of Provincial Policy Statement Land Use Planning for Housing.

#### Basis

Text changes are required to Subsection C.7 - Residential Environment and Housing Policy as a result of the completion of the reports entitled Housing Intensification Strategy, 1992 City of Hamilton Municipal Housing Statement Update and Streamlining the Planning Process - Implementation of Provincial Policy Statement Land Use Planning for Housing. This Amendment will provide the implementation of the approved recommendations in the above-noted documents pertaining to the City of Hamilton Official Plan.

#### Actual Changes

The actual changes to the text of the Hamilton Official Plan are as follows:

- 1) Delete clause C.7.3 of Subsection C.7 - Residential Environment and Housing Policy in its entirety and replace with the following:

C.7.3 Council will encourage a RESIDENTIAL ENVIRONMENT of an adequate physical condition that contains a variety of housing forms that will meet the needs of present and future residents. Accordingly, Council will:

- i) Encourage the maintenance, renovation and rehabilitation of RESIDENTIAL properties, subject to the provisions of Subsection C.5;
- ii) Promote the restoration and/or rehabilitation of housing structures exhibiting Architectural or Historical merit, subject to the provisions of Subsection C.6;





- iii) Support RESIDENTIAL development such as infilling, redevelopment and the conversion of non-residential structures that makes more efficient use of the existing building stock and/or physical infrastructure that is consistent and complements the established development pattern;
- iv) Support RESIDENTIAL conversion of underutilized commercial space to residential which does not undermine the primary commercial use/function of the neighbourhood, subject to the provisions of Subsection A.2.2;
- v) Encourage new RESIDENTIAL development that provides a range of dwelling types at densities and scales compatible with the established development pattern;
- vi) Support new RESIDENTIAL development that provides tenure options and a range of prices/rents for new dwellings that will be "affordable" to Hamilton residents;
- vii) Encourage non-profit and co-operative housing organizations to provide a range of socially-assisted dwelling units for a variety of client types, in all areas of the City, at densities and scales compatible with the established development pattern;
- viii) Support the concept of accessory apartments as-of-right in all areas of the City as regulated by the Zoning By-Law;
- ix) Support the concept of a RESIDENTIAL community that provides a diversity of dwelling forms and housing options accessible to all Hamilton residents;
- x) Encourage the development of a range of RESIDENTIAL care and short-term care facilities in all areas of the City through appropriate recognition in the Zoning By-Law;
- xi) Encourage the rehabilitation and renovation of dwellings as an alternative to demolition in appropriate locations and circumstances, having regard to the preservation and maintenance of the amenity of the RESIDENTIAL area; and,
- xii) Encourage development at densities conducive to the efficient operation of Public Transit and which utilizes designs or construction techniques that are energy efficient.
- xiii) Support residential and neighbourhood development that respects safety concerns.



- 2) Delete clause C.7.5 of Subsection C.7 - Residential Environment and Housing Policy in its entirety and replace with the following:

C.7.5 Council will on an annual basis monitor and review housing market trends, the types and prices of new housing production, the supply of designated residential land by planning status, levels of housing affordability and the range of anticipated asking prices and/or rents of individual residential development applications with a view to revising priorities and/or identifying policy and program changes in order to better achieve housing production targets.
- 3) Add the following new clauses C.7.6, C.7.7 and C.7.8 to Subsection C.7 - Residential Environment and Housing Policy:

C.7.6 Council will encourage at least 25 percent of new RESIDENTIAL development in the City to be "affordable", consistent with Provincial Government definitions of housing affordability. This is to be achieved on a municipality-wide basis and reflected in the Neighbourhood Planning process. Accordingly, the range and type of new RESIDENTIAL development will be evaluated annually to determine consistency with Provincial Government criteria for "affordable" housing.

C.7.7 Council recognizes the importance of ensuring a sufficient supply of land for a range of residential uses. Accordingly, Council will ensure a minimum ten-year supply of residential land is maintained at all times as well as a continuous three-year supply of a combination of draft approved and/or registered lots and blocks on plans of subdivision.

C.7.8 Council recognizes the effective functioning of the planning approvals process as an important component to reduce housing cost. Accordingly, Council will, on a bi-annual basis, review the various development application processes in consultation with interested agencies and associations to identify potential constraints and undertake appropriate actions to ensure the identified constraints are addressed.
- 4) Renumber existing clauses C.7.6 through C.7.19 of Subsection C.7 - Residential Environment and Housing Policy accordingly; and,
- 5) Amend clause D.9.1 iii) of Subsection D.9 - Notification and Public Participation Procedure by deleting "30" and replacing it with "17".

### **Implementation**

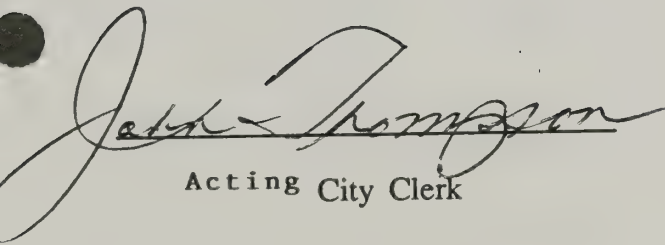
Provisions of Section D - Implementation of the Official Plan will apply to the implementation of this Amendment. A zoning by-law amendment will also give effect to some of the Official Plan policies.

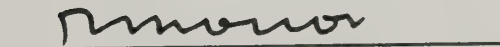




This is Schedule "1" to By-law No. 92-113 , passed on the 28th day of *April* , 1992.

**The Corporation of the  
City of Hamilton**

  
Acting City Clerk

  
Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 92-114

To Amend:

Zoning By-law No. 6593  
As Amended by By-law No. 86-223

Respecting:

DEFINITION OF "OUTDOOR PATIO"

URBAN MUNICIPAL

MAY 05 1992

GOV. DOCUMENTS

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 86-223 on the 22nd day of July 1986 to establish special requirements under Section 19B of Zoning By-law No. 6593 for "Outdoor Patios", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, R.S.O. 1990, Chapter P.13;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 7 of the 8th Report of the Planning and Development Committee at its meeting held on the 28th day of April 1992, recommended that By-law No. 6593, as amended by By-law No. 86-223, be further amended to provide for a revised definition of "Outdoor Patio";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 2.(2)D. of By-law No. 6593, as amended by Section 1 of By-law No. 86-223, is further amended by deleting clause (viia) and substituting in lieu thereof the following:

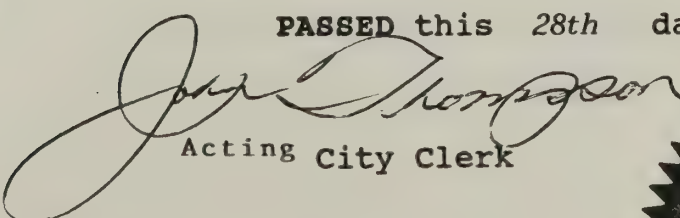
(viia) "Outdoor Patio" shall mean an outdoor area used in conjunction with any establishment licensed under the Liquor Licence Act, where seating accommodation is provided and meals or refreshments are served to the public for consumption on the premises;

2. In all other respects, By-law No. 86-223 is hereby confirmed, unchanged.

3. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 28th day of April

A.D. 1992.

  
Acting City Clerk

  
Mayor



(1992) 8 R.P.D.C. 7, April 28  
CI-85-F

CERTIFIED A TRUE COPY

  
ACTING CITY CLERK





The Corporation of the City of Hamilton

BY-LAW NO. 92-115

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED WEST OF UPPER SHERMAN AVENUE  
AND SOUTH OF STONE CHURCH ROAD EAST

URBAN MUNICIPAL  
MAY 05 1992  
GOV. DOCUMENTS

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

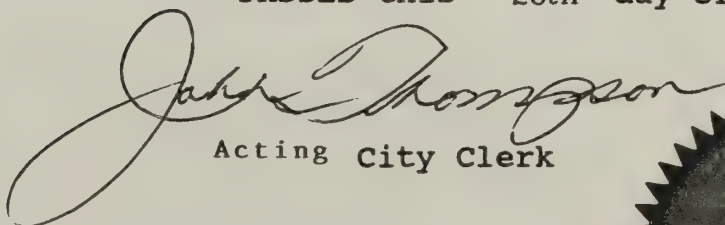
- (a) by changing from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District, the land comprised in Block 1; and
- (b) by changing from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District, the land comprised in Blocks 2 and 3,

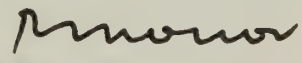
the extent and boundaries of each of which Blocks 1, 2 and 3 are shown on a plan hereto annexed as Schedule "A".

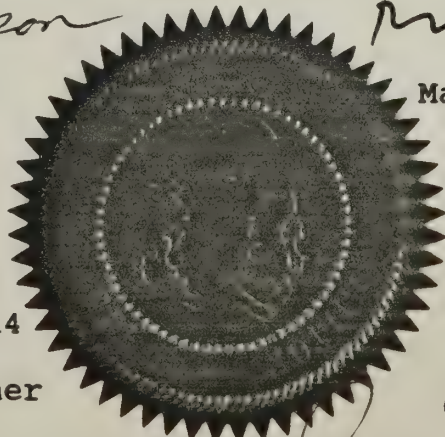
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 28th day of April

A.D. 1992.

  
Acting City Clerk

  
Mayor

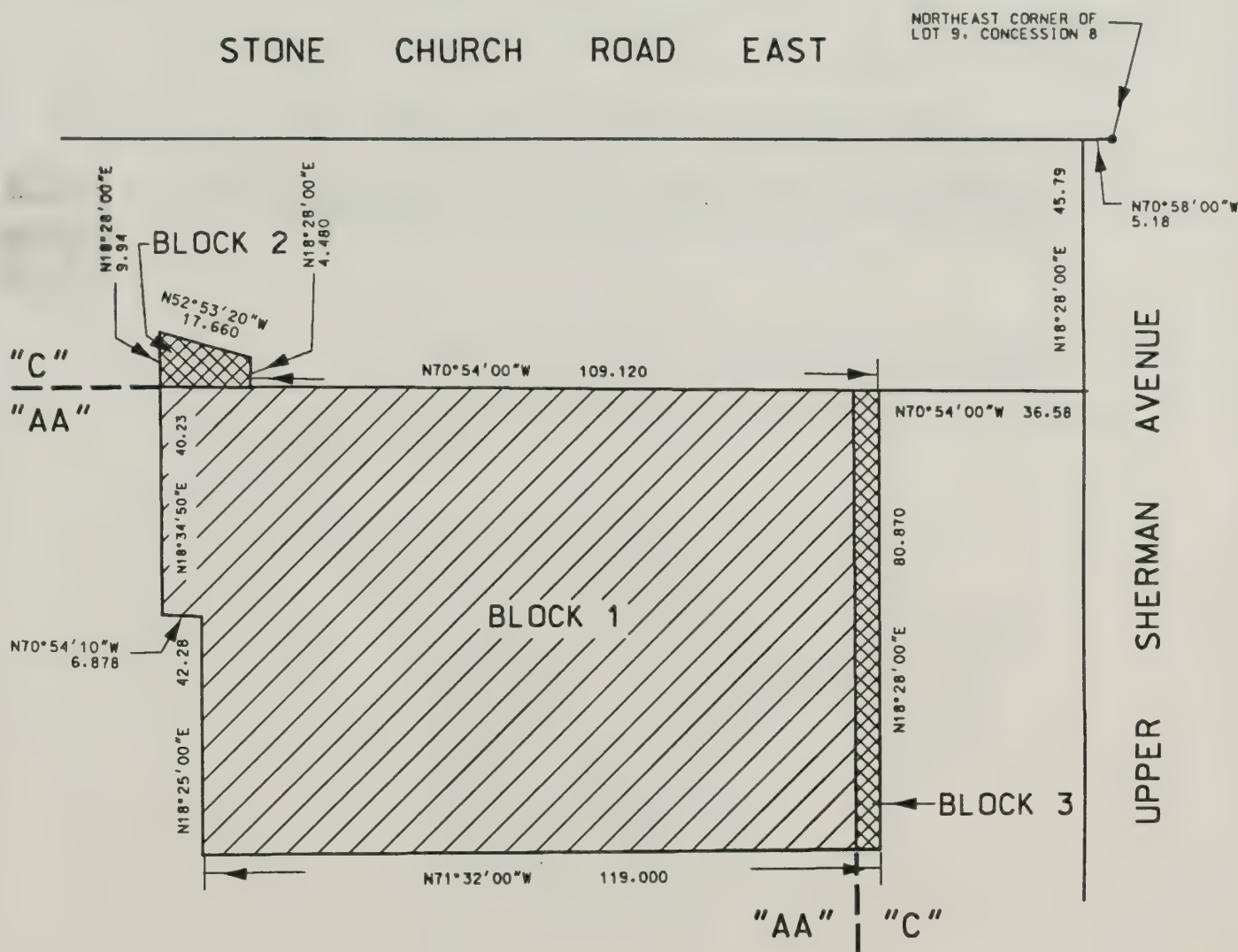


(1992) 7 R.P.D.C. 11, April 14  
Joyce Maria Carnicelli and  
Carriage Gate Homes Ltd., Owner  
ZA-91-81

CERTIFIED A TRUE COPY

  
ACTING CITY CLERK





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-115  
Passed the 28th day of April, 1992.

Acting Clerk

Mayor

**City of Hamilton**  
**Schedule A**  
Map Forming Part of  
By-Law No. 92-115  
to Amend By-Law No. 6593  
Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

| Legend                  |                                                                                                        |                    |
|-------------------------|--------------------------------------------------------------------------------------------------------|--------------------|
| Changes in zoning from: |                                                                                                        |                    |
| BLOCK 1                 | "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District.                     |                    |
| BLOCKS 2 & 3            | "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District. |                    |
| North                   | Scale                                                                                                  | Reference File No. |
|                         | NOT TO SCALE                                                                                           | ZA91-81            |
| North                   | Date                                                                                                   | Drawn By           |
|                         | APRIL, 1992                                                                                            | T.A.               |





The Corporation of the City of Hamilton

BY-LAW NO. 92-116

To Authorize:

The Levy of a Special Charge

In Respect of:

URBAN MUNICIPAL

MAY 05 1992

GOV. DOCUMENTS

BARTON STREET EAST #1 BUSINESS IMPROVEMENT AREA

GENERALLY COVERING BOTH SIDES OF BARTON STREET FROM THE WEST  
SIDE OF WELLINGTON STREET TO THE EAST SIDE OF WENTWORTH STREET

WHEREAS subsection 220(17) of the Municipal  
Act, R.S.O. 1990, Chapter M-45, provides that the Council may  
levy a special charge for the purposes of the Board of Management  
of an Improvement Area.

(17) Subject to such maximum and  
minimum charges as the Council may  
specify by by-law, the Council shall  
in each year levy a special charge upon  
persons in the area assessed for business  
assessment sufficient to provide a sum  
equal to the sum of money provided for  
the purposes of the Board of Management  
for that area, together with interest  
thereon at such rate as is required to  
repay any interest payable by the  
municipality on the whole or any part  
of such sum, which shall be borne and  
paid by such persons in the proportion  
that the assessed value of the real  
property that is used as the basis  
for computing the business assessment  
of each of such persons bears to the  
assessed value of all the real property  
in the area used as the basis for  
computing business assessment.

AND WHEREAS the Council of the City of Hamilton  
in adopting Section 9 of the Third Report of the Planning and  
Development Committee on February 11, 1992 approved the amount  
of \$5,000.00 for 1992, for the purpose of the Board of  
Management of the Business Improvement Area designated by  
By-law No. 87-178.

AND WHEREAS it is intended that a special charge  
be levied in accordance with subsection 220(17) of the Municipal  
Act.

NOW THEREFORE the Council of The Corporation of  
the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon  
persons in the Improvement Area assessed for business assessment  
calculated as set out in Schedule "A" hereto annexed and forming  
part of this by-law.



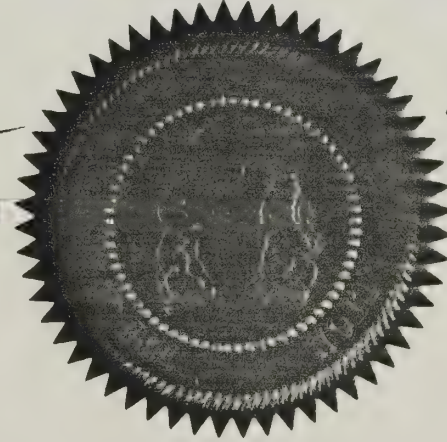
(2)

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$5,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

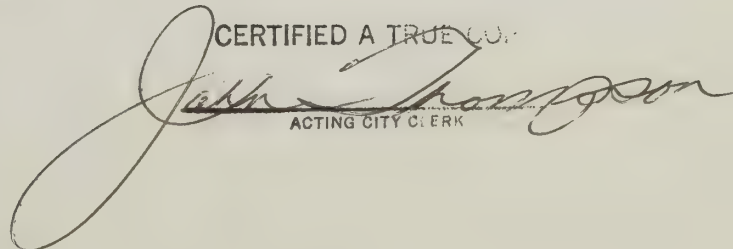
3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this 28th day of April A.D. 1992

  
Acting CITY CLERK



  
MAYOR

CERTIFIED A TRUE COPY  
  
ACTING CITY CLERK





SCHEDULE "A"

To By-law No.

1. Total assessed value of all the real property  
in the area used as the basis for computing  
business assessment. \$393,347.00
2. The Mill Rate for the special charge is calculated 12.7114  
by:
  - a) dividing the approved estimates of the  
Board of Management by
  - b) the total assessed value and
  - c) multiplying the result by 1,000
3. Approved estimate for 1992 \$5,000.00



The Corporation of the City of Hamilton

BY-LAW NO. 92-117

To Authorize:

The Levy of a Special Charge

In Respect of:

WESTDALE VILLAGE BUSINESS IMPROVEMENT AREA

GENERALLY COVERING KING STREET WEST AND THE AREA OF THE  
INTERSECTION OF CLINE AVENUE AND KING STREET WEST AND EXTENDING  
TO AN AREA WEST OF NEWTON AVENUE AND STERLING STREET

WHEREAS subsection 220(17) of the Municipal  
Act, R.S.O. 1990, Chapter M-45, provides that the Council may  
levy a special charge for the purposes of the Board of Management  
of an Improvement Area.

(17) Subject to such maximum and  
minimum charges as the Council may  
specify by by-law, the Council shall  
in each year levy a special charge upon  
persons in the area assessed for business  
assessment sufficient to provide a sum  
equal to the sum of money provided for  
the purposes of the Board of Management  
for that area, together with interest  
thereon at such rate as is required to  
repay any interest payable by the  
municipality on the whole or any part  
of such sum, which shall be borne and  
paid by such persons in the proportion  
that the assessed value of the real  
property that is used as the basis  
for computing the business assessment  
of each of such persons bears to the  
assessed value of all the real property  
in the area used as the basis for  
computing business assessment.

AND WHEREAS the Council of the City of Hamilton  
in adopting Section 13 of the Third Report of the Planning and  
Development Committee on February 11, 1992 approved the amount of  
\$25,000.00 for 1992, for the purpose of the Board of Management of the  
Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge  
be levied in accordance with subsection 220(17) of the Municipal  
Act.

NOW THEREFORE the Council of The Corporation of  
the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon  
persons in the Improvement Area assessed for business assessment  
calculated as set out in Schedule "A" hereto annexed and forming  
part of this by-law.

URBAN MUNICIPAL  
MAY 05 1992  
GOV. MENT DOCUMENTS



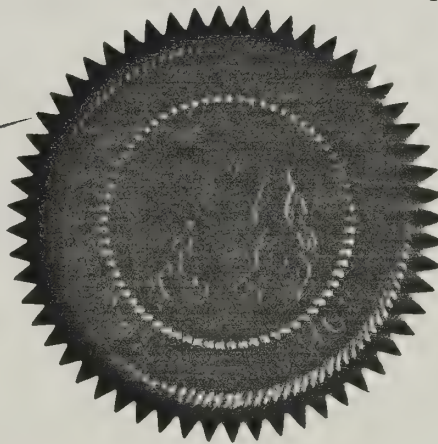


2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$25,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this 28th day of April A.D. 1992

*John Thompson*  
Acting CITY CLERK



*[Signature]*  
MAYOR

CERTIFIED A TRUE COPY  
*John Thompson*  
ACTING CITY CLERK



SCHEDULE "A"

To By-law No.

1. Total assessed value of all the real property  
in the area used as the basis for computing  
business assessment. \$701768.00
2. The Mill Rate for the special charge is calculated 35.6243  
by:
  - a) dividing the approved estimates of the  
Board of Management by
  - b) the total assessed value and
  - c) multiplying the result by 1,000
3. Approved estimate for 1992 \$25,000.00





The Corporation of the City of Hamilton

BY-LAW NO. 92- 118

To Authorize:

The Levy of a Special Charge

In Respect of:

URBAN MUNICIPAL  
MAY 05 1992  
GOV. DOCUMENTS

THE INTERNATIONAL VILLAGE BUSINESS IMPROVEMENT AREA

GENERALLY COVERING BOTH SIDES OF KING STREET EAST BETWEEN  
MARY STREET AND WELLINGTON STREET NORTH

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 30 of the First Report of the Planning and Development Committee on January 14, 1992 approved the amount of \$59,360.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

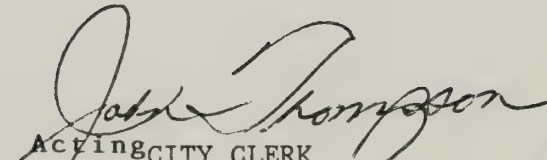


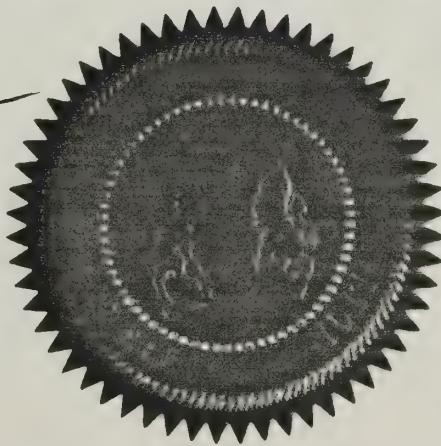
(2)

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$59,360.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

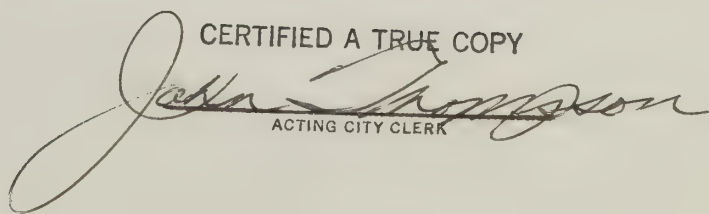
PASSED this 28th day of April A.D. 1992

  
Acting CITY CLERK



  
MAYOR

CERTIFIED A TRUE COPY

  
ACTING CITY CLERK





SCHEDULE "A"

To By-law No.

1. Total assessed value of all the real property  
in the area used as the basis for computing  
business assessment. \$1,077,573.00
2. The Mill Rate for the special charge is calculated  
by: 55.0868
  - a) dividing the approved estimates of the  
Board of Management by
  - b) the total assessed value and
  - c) multiplying the result by 1,000
3. Approved estimate for 1992 \$59,360.00



## The Corporation of the City of Hamilton

## BY-LAW NO. 92-119

To levy the Special Charges for 1992 for the Improvement Area in the Area between King William Street, Mary Street, Main Street East and James Street, designated by By-Law 82-151

WHEREAS, pursuant to Section 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, the Board of Management for the Improvement Area has submitted Estimates for the year 1992:

AND WHEREAS, a Special Charge is to be levied to raise the sum equal to the total of the Estimates.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Estimates of the Board of Management for the Improvement Area in the area between King William Street, Mary Street, Main Street East and James Street for 1992 in the amount of \$199,000.00 are hereby approved.

2. In order to raise the said \$199,000.00 there is hereby levied a mill rate of 24.7266 as a Special Charge on the persons in the area assessed for business assessment, in accordance with By-law 82-152, as follows:

(1) The assessed value of all the real property in the Areas used as the basis for computing business assessment (known herein as "the Total Assessed Value") is \$8,946,124

(2) The assessed value of the real property that is used as the basis for computing the business assessment for Joymarmon Properties Inc with respect to the hotel business known as "The Royal Connaught Hotel" at 82 King Street East is 592,212  
This is reduced by two-thirds 394,808  
to produce the Reduced Assessed Value of that business: \$197,404

(3) The assessed value of the real property that is used as the basis for computing the business assessment of Commonwealth Hospitality Ltd with respect to the hotel business known as "The Holiday Inn" at 150 King Street East is 754,938  
This is reduced by two-thirds 503,292  
to produce the Reduced Assessed Value of the business: \$251,646

(4) "The Reduced Total Assessed Value" is \$8,946,124 - (394,808+503,292): \$8,048,024

(5) The Mill Rate for the Special Charge is calculated by:

(a) dividing the approved estimates of the Board of Management, \$199,000

URBAN MUNICIPAL  
MAY 06 1992  
00V MENT DOCUMENTS





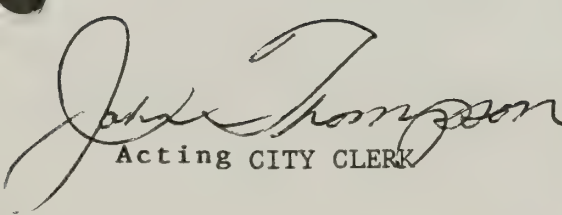
(b) by the Reduced Total Assessed Value, \$8,048,024 and

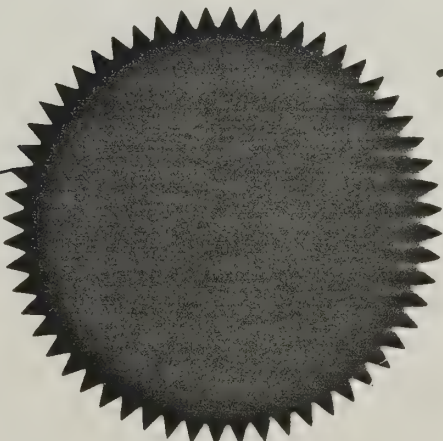
(c) multiplying the result by 1,000: 24.7266

3. The portion of the Special Charge is to be paid by the hotel business in sub-paragraph 2.(2) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.
4. The portion of the Special Charge to be paid by the hotel business in sub-paragraph 2.(3) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.
5. The portion of the Special Charge to be paid by each of the other persons in the Area assessed for business assessment shall be determined by multiplying the assessed value of the real property that is used as the basis for computing the business assessment of such person by the Mill Rate.

PASSED this 28th day of April

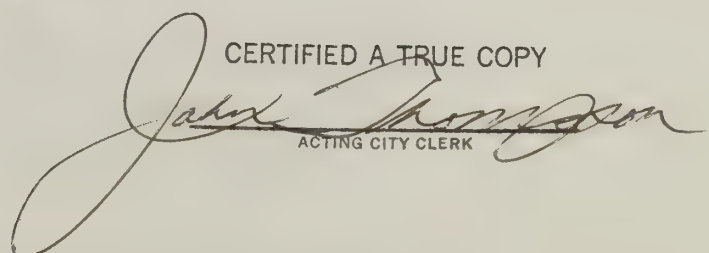
A.D. 1992

  
Acting CITY CLERK



  
MAYOR

CERTIFIED A TRUE COPY

  
ACTING CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 92- 120

To Authorize:

The Levy of a Special Charge

In Respect of:

THE CONCESSION STREET BUSINESS IMPROVEMENT AREA

GENERALLY COMPRISED OF LANDS COVERING CONCESSION STREET  
BETWEEN EAST 18TH STREET AND EAST 25TH STREET

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 4 of the Seventh Report of the Planning and Development Committee on April 14, 1992 approved the amount of \$8,425.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

URBAN MUNICIPAL  
MAY 05 1992  
GOV. MENT DOCUMENTS

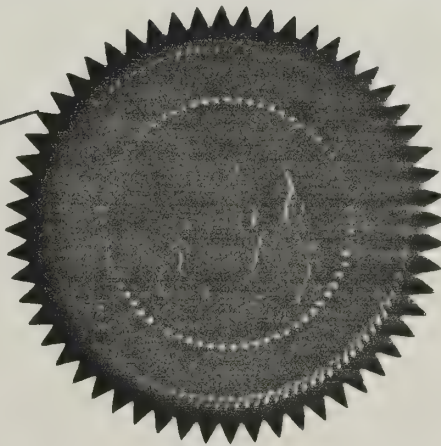


2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$8,425.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

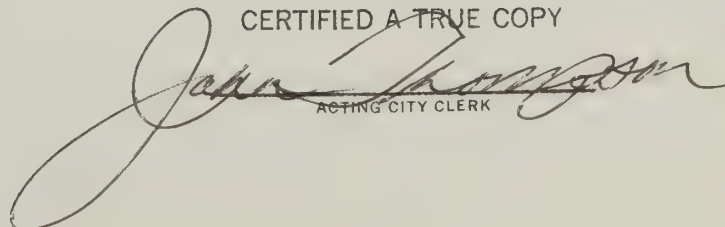
PASSED this 28th day of April A.D. 1992

  
Acting CITY CLERK



  
MAYOR

CERTIFIED A TRUE COPY

  
ACTING CITY CLERK





SCHEDULE "A"

To By-law No.

1. Total assessed value of all the real property  
in the area used as the basis for computing  
business assessment. \$753,271.00
2. The Mill Rate for the special charge is calculated 11.1846  
by:
  - a) dividing the approved estimates of the  
Board of Management by
  - b) the total assessed value and
  - c) multiplying the result by 1,000
3. Approved estimate for 1992 \$8,425.00



The Corporation of the City of Hamilton

BY-LAW NO. 92-121

To Authorize:

The Levy of a Special Charge

In Respect of:

URBAN MUNICIPAL  
MAY 05 1992  
GOV. MENT DOCUMENTS

THE MAIN STREET WEST ESPLANADE BUSINESS IMPROVEMENT AREA

GENERALLY COMPRISED OF LANDS ON THE EAST AND WEST SIDES  
OF MAIN STREET WEST BETWEEN LOCKE STREET ON THE WEST AND  
QUEEN STREET ON THE EAST

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 11 of the Third Report of the Planning and Development Committee on February 11, 1992 approved the amount of \$4,000.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.



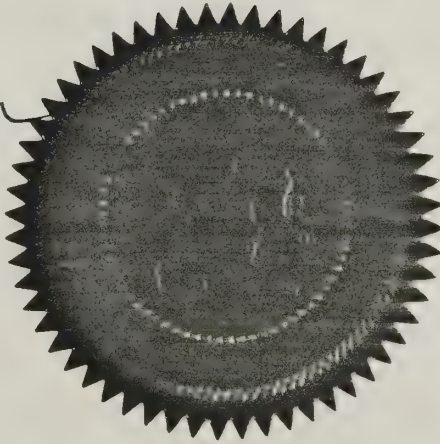


2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$4,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

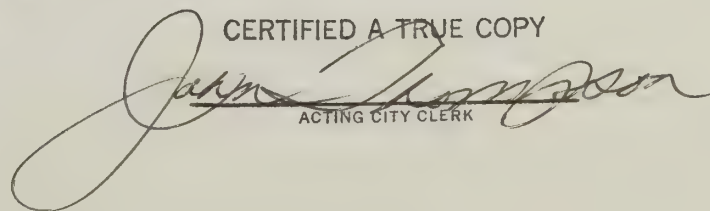
3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this 28th day of April A.D. 1992

  
Acting CITY CLERK



  
MAYOR

CERTIFIED A TRUE COPY  
  
ACTING CITY CLERK



SCHEDULE "A"

To By-law No.

1. Total assessed value of all the real property  
in the area used as the basis for computing  
business assessment. \$245,855.00
2. The Mill Rate for the special charge is calculated 16.2698  
by:
  - a) dividing the approved estimates of the  
Board of Management by
  - b) the total assessed value and
  - c) multiplying the result by 1,000
3. Approved estimate for 1992 \$ 4,000.00



The Corporation of the City of Hamilton

BY-LAW NO. 92- 122

To Authorize:

The Levy of a Special Charge

In Respect of:

THE OTTAWA STEET NORTH BUSINESS IMPROVEMENT AREA

GENERALLY COVERING OTTAWA STREET NORTH BETWEEN MAIN STREET  
EAST AND EXTENDING TO AN AREA NORTH OF BARTON STREET EAST

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 28 of the 1st Report of the Planning and Development Committee on January 14, 1992 approved the amount of \$85,000.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.





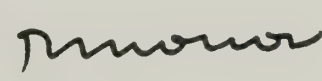
(2)

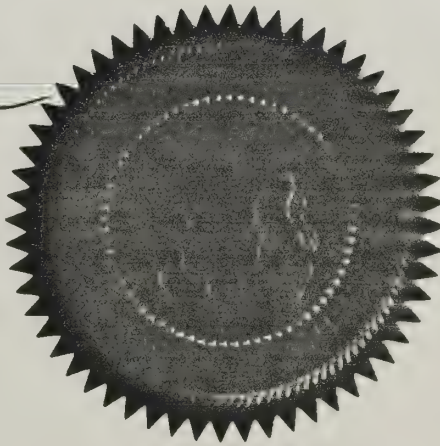
2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$85,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

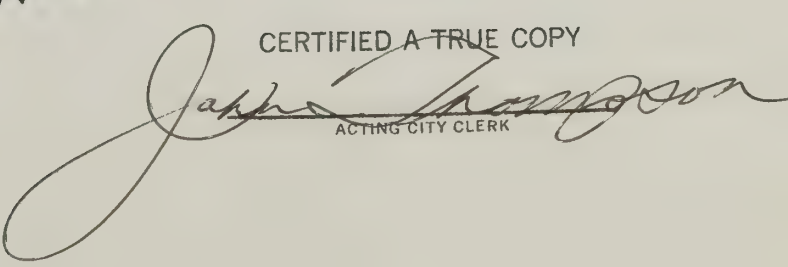
PASSED this 28th day of April A.D. 1992

  
Acting CITY CLERK

  
MAYOR



CERTIFIED A TRUE COPY

  
ACTING CITY CLERK



SCHEDULE "A"

To By-law No.

1. Total assessed value of all the real property  
in the area used as the basis for computing  
business assessment. \$1,502,971.00
2. The Mill Rate for the special charge is calculated 56.5547  
by:
  - a) dividing the approved estimates of the  
Board of Management by
  - b) the total assessed value and
  - c) multiplying the result by 1,000
3. Approved estimate for 1992 \$85,000.00





The Corporation of the City of Hamilton

**BY-LAW NO. 92- 123**

**TO FIX THE TOTAL RATES OF TAXATION FOR  
MUNICIPAL, REGIONAL AND SCHOOL PURPOSES FOR THE YEAR 1992**

WHEREAS the Council of The Corporation of the City of Hamilton has approved By-laws 92-124, 92-125 and 92-126 being By-laws to impose rates of taxation for the year 1992 for:

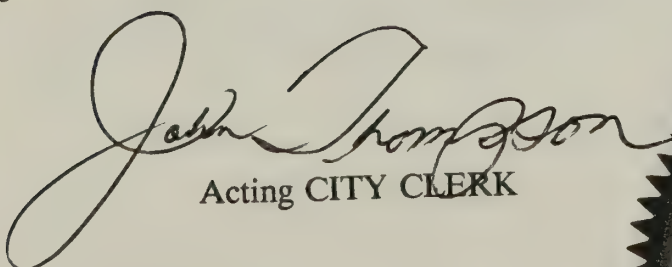
- (a) Municipal purposes
- (b) Regional purposes
- (c) Education purposes

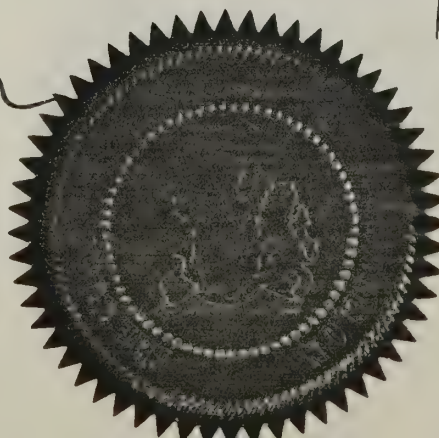
AND WHEREAS it is intended to consolidate herein the levies referred to in said by-laws.

NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. The total rate to be levied against "residential" assessments determined as required by The Municipal Act:
  - (a) by Public School supporters is 392.1880 on the dollar, and
  - (b) by Separate School supporters is 392.1880 on the dollar.
2. The total rate to be levied against "non-residential" assessments determined as required by The Municipal Act:
  - (a) by Public School supporters is 461.3976 on the dollar, and
  - (b) by Separate School supporters is 461.3976 on the dollar.
3. This By-law comes into force on the date on which it is enacted by The council of The Corporation of the City of Hamilton.

PASSED this 28th day of April A.D., 1992.

  
Acting CITY CLERK





MAYOR



## The Corporation of the City of Hamilton

BY-LAW NO. 92- 124

URBAN MUNICIPAL

MAY 03 1992

**TO FIX THE RATES OF TAXATION  
FOR MUNICIPAL PURPOSES FOR THE YEAR 1992**

MENT DOCUMENTS

WHEREAS the Estimates for the year 1992 which set forth the revenues and expenditures of the Corporation of the City of Hamilton, were approved by the Council of the Corporation of the City of Hamilton on March 27, 1992, and

WHEREAS it is necessary to impose rates of taxation for the year 1992,

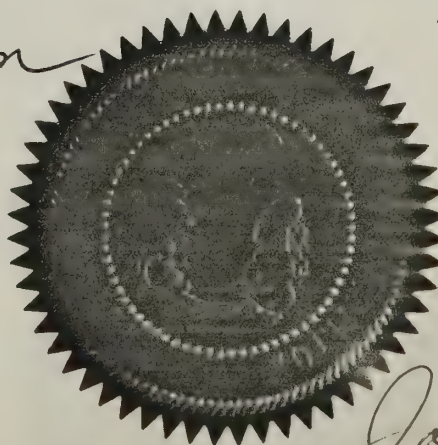
THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

1. That there shall be levied and raised on the whole of the rateable property of the Corporation of the City of Hamilton in the amount of \$1,005,608,300.00, of which \$588,965,283.00 is Residential assessment and \$416,643,017.00 is Non-residential assessment, the following rates of taxation:
 

|                                                                                                                                                                                                                                                                                                               |                         |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------|
| (1) For general municipal purposes 120.6555 mills<br>producing .....                                                                                                                                                                                                                                          | \$121,332,240.00        |
| (2) The amount to be levied and raised against "residential"<br>assessments in the amount of \$588,965,283.00 determined<br>as required by The Municipal Act shall be reduced by<br>\$10,659,270.00 or 18.0983 mills in accordance with<br>Section 7(3) of The Ontario Unconditional Grants Act<br>1975 ..... | \$ <u>10,659,270.00</u> |
|                                                                                                                                                                                                                                                                                                               | <u>\$110,672,970.00</u> |
2. The rate to be levied against "residential" assessments determined as required by The Municipal Act for Municipal purposes is 102.5572 mills on the dollar.
3. The rate to be levied against "non-residential" assessments determined as required by The Municipal Act for Municipal purposes is 120.6555 mills on the dollar.
4. This by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this 28th day of April A.D., 1992.

*Jake Thompson*  
Acting CITY CLERK



*[Signature]*  
MAYOR

CERTIFIED A TRUE COPY

*Jake Thompson*  
ACTING CITY CLERK





The Corporation of the City of Hamilton

BY-LAW NO. 92- 125

TO FIX THE RATES OF TAXATION FOR REGIONAL PURPOSES FOR THE YEAR 1992

WHEREAS the Regional Municipality of Hamilton-Wentworth has approved the requisition to The Corporation of the City of Hamilton for \$120,626,042.00 representing the City of Hamilton's share of the cost of operating the Regional Municipality of Hamilton-Wentworth for the year 1992.

WHEREAS after the deduction of \$9,045,380.00 of 1992 estimated shared revenues, the funds for which have been provided in the City of Hamilton 1992 Estimates, and the addition of the 1991 underlevy in the amount of \$123,992.00, it is intended to levy against the ratepayers of the City of Hamilton the resulting net amount of \$111,704,654.00 for the year 1992.

NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. The estimated Corporation of the City of Hamilton's share of the Regional Municipality of Hamilton-Wentworth's 1992 levy, in the amount of \$120,626,042.00 is hereby adopted as part of the 1992 Estimates of The Corporation of the City of Hamilton.
2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$1,005,608,300.00 of which \$588,965,283.00 is Residential assessment and \$416,643,017.00 is Non-residential assessment, the following rates of taxation:
  - (1) for Regional purposes 121.7803 mills producing..... \$122,463,280.00
  - (2) the amount to be levied and raised against "residential" assessments in the amount of \$588,965,283.00 determined as required by The Municipal Act shall be reduced by \$10,758,690.00 or 18.2670 mills in accordance with Section 7(3) of The Ontario Unconditional Grants Act 1975 ..... \$ 10,758,630.00
  - \$111,704,650.00
  - (3) the rate to be levied against "residential" assessments determined as required by The Municipal Act for Regional purposes is 103.5133 mills on the dollar
  - (4) the rate to be levied against "non-residential" assessments determined as required by The Municipal Act for Regional purposes is 121.7803 mills on the dollar
  - (5) this by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this 28th day of April A.D., 1992.

*Joan Thompson*  
Acting CITY CLERK



*[Signature]*  
MAYOR

CERTIFIED A TRUE COPY  
*Joan Thompson*  
ACTING CITY CLERK





## BY-LAW NO. 92- 126

## TO FIX THE RATES OF TAXATION FOR SCHOOL PURPOSES FOR THE YEAR 1992

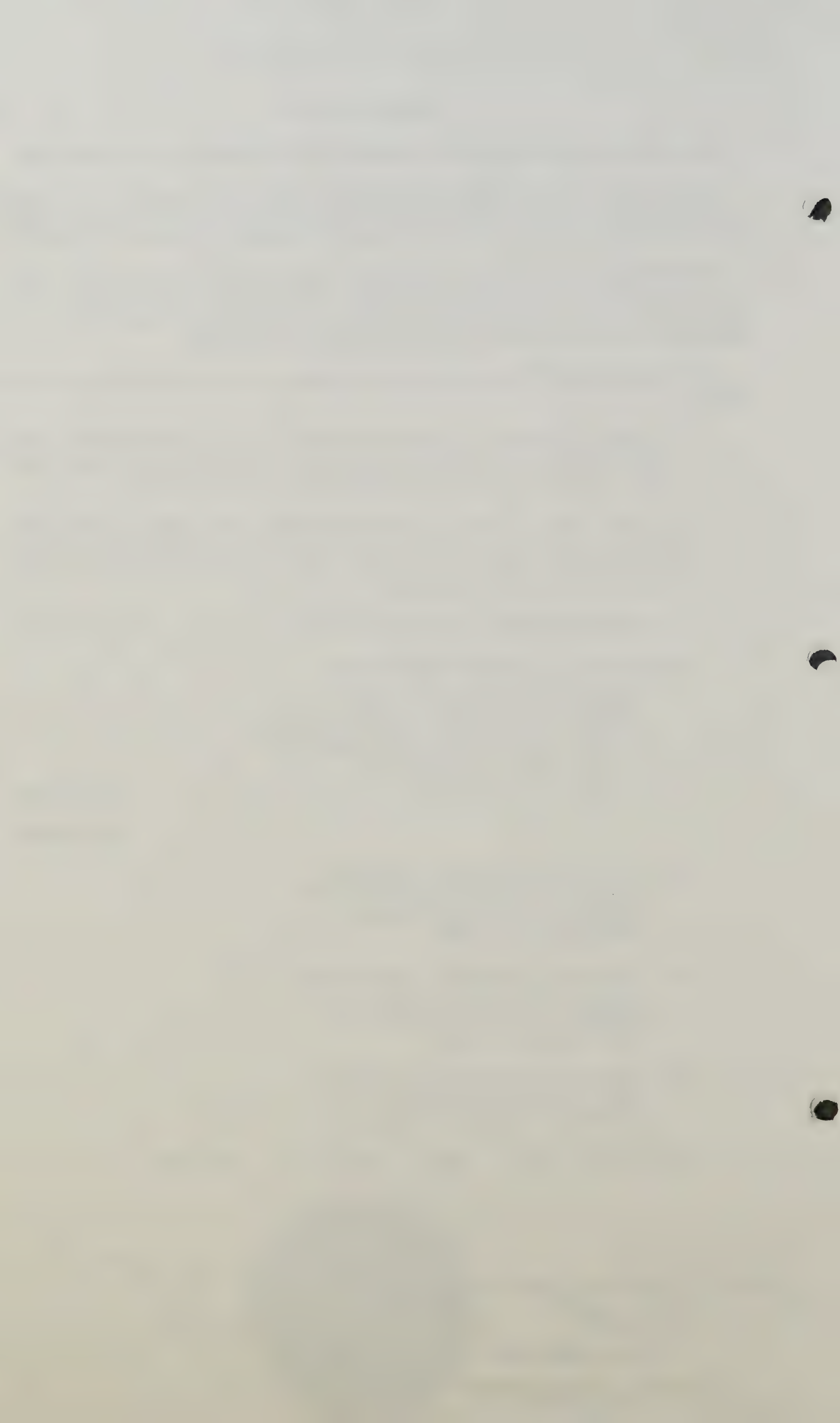
WHEREAS the estimates of revenues and expenditures of the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board, for school purposes, have been submitted to the Finance and Administration Committee of the City of Hamilton.

WHEREAS it is necessary to impose rates of taxation for the year 1992 for school purposes.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows,

1. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$1,005,608,300.00, of which \$588,965,283.00 is Residential assessment and \$416,643,017.00 is Non-residential assessment, the following rates of taxation,
  - (a) for Public School elementary purposes on all rateable property in the amount of \$793,504,317.00 of which \$429,035,878.00 is Residential assessment and \$364,468,439.00 is Non-residential assessment, liable for Public School rates 137.5838 mills producing ..... \$109,173,320.00
  - (b) for Separate School elementary purposes 137.5838 mills on all rateable property in the amount of \$212,103,983.00, of which \$159,929,405.00 is Residential assessment and \$52,174,578.00 is Non-residential assessment, liable for Separate School rates and which rate was imposed thereon by the Hamilton-Wentworth Roman Catholic Separate School Board and which rate the said Board has requested the Council to levy producing ..... 29,182,070.00
  - (c) for Public School secondary purposes on all rateable property in the amount of \$793,504,317.00 of which \$429,035,878.00 is Residential assessment and \$364,468,439.00 is Non-residential assessment, liable for Secondary School rates 81.3780 mills producing ..... 64,573,790.00
  - (d) for Separate School Secondary purposes 81.3780 mills on all rateable property in the amount of \$212,103,983.00 of which \$159,929,405.00 is Residential assessment and \$52,174,578.00 is Non-residential assessment liable for Separate School rates and which rate was imposed thereon by the Hamilton-Wentworth Roman Catholic Separate School Board and which rate the said Board has requested the Council to levy producing ..... 17,260,590.00

\$220,189,770.00



## BY-LAW NO. 92- 126

## TO FIX THE RATES OF TAXATION FOR SCHOOL PURPOSES FOR THE YEAR 1992

WHEREAS the estimates of revenues and expenditures of the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board, for school purposes, have been submitted to the Finance and Administration Committee of the City of Hamilton.

WHEREAS it is necessary to impose rates of taxation for the year 1992 for school purposes.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows,

1. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$1,005,608,300.00, of which \$588,965,283.00 is Residential assessment and \$416,643,017.00 is Non-residential assessment, the following rates of taxation,
  - (a) for Public School elementary purposes on all rateable property in the amount of \$793,504,317.00 of which \$429,035,878.00 is Residential assessment and \$364,468,439.00 is Non-residential assessment, liable for Public School rates 137.5838 mills producing ..... \$109,173,320.00
  - (b) for Separate School elementary purposes 137.5838 mills on all rateable property in the amount of \$212,103,983.00, of which \$159,929,405.00 is Residential assessment and \$52,174,578.00 is Non-residential assessment, liable for Separate School rates and which rate was imposed thereon by the Hamilton-Wentworth Roman Catholic Separate School Board and which rate the said Board has requested the Council to levy producing ..... 29,182,070.00
  - (c) for Public School secondary purposes on all rateable property in the amount of \$793,504,317.00 of which \$429,035,878.00 is Residential assessment and \$364,468,439.00 is Non-residential assessment, liable for Secondary School rates 81.3780 mills producing ..... 64,573,790.00
  - (d) for Separate School Secondary purposes 81.3780 mills on all rateable property in the amount of \$212,103,983.00 of which \$159,929,405.00 is Residential assessment and \$52,174,578.00 is Non-residential assessment liable for Separate School rates and which rate was imposed thereon by the Hamilton-Wentworth Roman Catholic Separate School Board and which rate the said Board has requested the Council to levy producing ..... 17,260,590.00

\$220,189,770.00







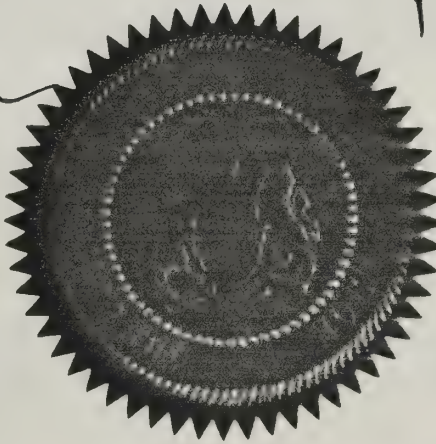
- (e) The amount to be levied and raised against assessments in the amount of \$429,035,878.00 determined as required by The Municipal Act shall be reduced by \$8,854,270.00 or 20.6376 mills which is the amount of the estimated revenue from payments to be received by the Board of Education of The Corporation of the City of Hamilton in 1992 under The Education Act, 1974 ..... \$ 8,854,270.00
  - (f) The amount to be levied and raised against assessments in the amount of \$159,929,405.00 determined as required by The Municipal Act shall be reduced by \$3,300,560.00 or 20.6376 mills which is the amount of the estimated revenue from payments to be received by the Hamilton-Wentworth Roman Catholic Separate School Board in 1992 under the Education Act, 1974 ..... 3,300,560.00
  - (g) the amount to be levied and raised against assessments in the amount of \$429,035,878.00 determined as required by The Municipal Act shall be reduced by \$5,237,120.00 or 12.2067 mills which is the amount of the estimated revenue from payments to be received by The Board of Education of The Corporation of the City of Hamilton in 1992 under The Education Act, 1974 ..... 5,237,120.00
  - (h) The amount to be levied and raised against assessments in the amount of \$159,929,405.00 determined as required by The Municipal Act shall be reduced by \$1,952,210.00 or 12.2067 mills which is the amount of the estimated revenue from payments to be received by the Hamilton-Wentworth Roman Catholic Separate School Board in 1992 under The Education Act, 1974 ..... 1,952,210.00
- \$200,845,610.00
2. The Education rate to be levied against "residential" assessments determined as required by The Municipal Act:
- (a) by Public School supporters is 186.1175 mills on the dollar, and
  - (b) by Separate School supporters is 186.1175 mills on the dollar.

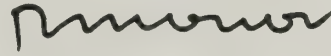


3. The Education rate to be levied against "non-residential" assessments determined as required by The Municipal Act:
  - (a) by Public School supporters is 218.9618 mills on the dollar, and
  - (b) by Separate School supporters is 218.9618 mills on the dollar.
4. The By-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

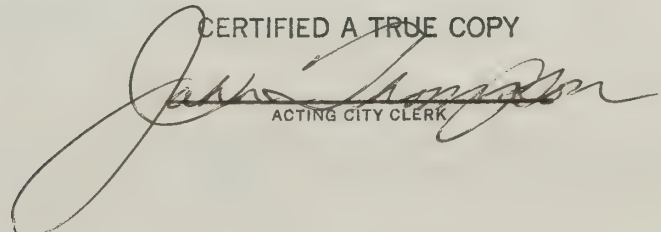
PASSED this 28th day of April A.D., 1992.

  
Acting CITY CLERK



  
MAYOR

CERTIFIED A TRUE COPY

  
ACTING CITY CLERK



## The Corporation of the City of Hamilton

BY-LAW NO. 92-127

To Levy:

## AN ANNUAL TAX ON TELEPHONE COMPANIES DOING BUSINESS IN ONTARIO

Respecting:

## THE BELL TELEPHONE COMPANY OF CANADA

WHEREAS Section 159 of the Municipal Act, R.S.O. 1990, Chap. M-45, empowers the Council of The Corporation of the City of Hamilton to levy on every telephone company doing business in Ontario an annual tax equal to 5 per cent of the total gross receipts of such company for the preceding year;

AND WHEREAS The Bell Telephone Company of Canada is a telephone company doing business in the Municipality of the City of Hamilton;

AND WHEREAS the gross receipts of The Bell Telephone Company of Canada, doing business within the Municipality of the City of Hamilton is in the amount of \$138,223,271.00 the year ended the 31st day of December, 1990;

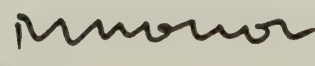
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

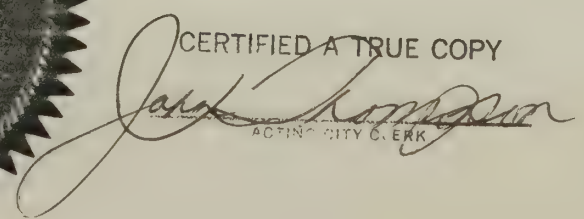
1. It is hereby authorized and directed that a tax for the fiscal year ended December 31, 1990, be levied on the Bell Telephone Company of Canada Limited in the amount of \$6,911,163.55.
2. That the tax levied hereunder shall be collected in the same manner as municipal taxes are collectible and is a special lien under Section 382 of the Municipal Act on all the lands of The Bell Telephone Company of Canada.
3. By-Law #91-088 is hereby repealed.

PASSED this 28th day of April A.D., 1992.

  
Acting CITY CLERK



  
MAYOR

CERTIFIED A TRUE COPY  
  
Acting CITY CLERK





The Corporation of the City of Hamilton

BY-LAW NO. 92- 129

To Authorize the Borrowing of \$8,000,000.00 to  
Finance Bank Overdrafts as and when  
they Arise from Current Expenditures

URBAN MUNICIPAL  
MAY 0 1992  
CITY OF HAMILTON

**Whereas** the Council of the Corporation of the City of Hamilton (hereinafter called the "Municipality") deems it necessary to borrow the sum of \$8,000,000.00 or lesser amount cumulative subject to the cumulative total of 70% of the annual uncollected balance of the estimated revenue to pay for temporary bank overdrafts as and when they arise in relation to the current expenditures of the Municipality for the year;

**And Whereas** the total amount of the estimated revenues of the Municipality as set forth in the estimates adopted for the year 1992 is \$164,066,710.00

**And Whereas** the total of amounts heretofore may be borrowed for the purposes mentioned in Subsection (1) of Section 187 of the Municipal Act, R.S.O. 1990, Chapter M-45 as amended:

**THEREFORE** the Council of The Corporation of the City of Hamilton hereby enacts as follows:

1. The Mayor and Treasurer are hereby authorized on behalf of the Municipality to borrow from time to time by way of promissory note from the **CANADIAN IMPERIAL BANK OF COMMERCE** a sum or sums not exceeding the aggregate \$8,000,000.00 at one time to pay off temporary bank overdrafts for the current expenditures of the Municipality for the year, including the amounts required for the purposes mentioned in Subsection (1) of Section 187 of the Municipal Act, and to give on behalf of the Municipality to the Bank a promissory note or notes sealed with the Corporate Seal and signed by the Mayor and Treasurer for the monies so borrowed with interest at such rate as may be agreed upon from time to time with the Bank.
2. All sums borrowed pursuant to the authority of this by-law, as well as all other sums borrowed in this year and in previous years from the said Bank for any or all of the purposes mentioned in the said Section 189, shall, with interest thereon, be a charge upon the whole of the revenues of the Municipality for the current year for all preceding years as and when such revenues are received.
3. The Treasurer is hereby authorized and directed to apply in payment of all sums borrowed as aforesaid, together with interest thereon, all of the monies hereafter collected or received either on account or realized in respect of taxes levied for the current year and preceding years or from any other sources which may lawfully be applied for such purpose.

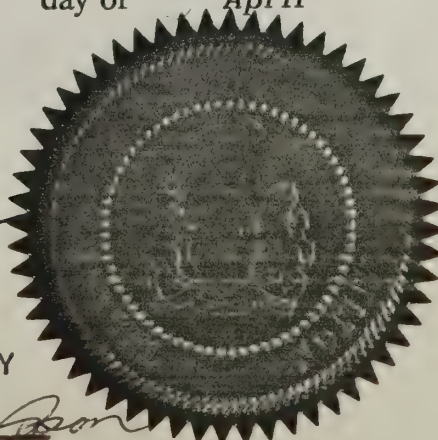
PASSED this 28th day of April A.D. 1992

Acting CITY CLERK

MAYOR

CERTIFIED A TRUE COPY

ACTING CITY CLERK







URBAN MUNICIPAL  
MAY 03 1992  
GOV. DOCUMENTS

BY-LAW NO. 92 - 130

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28TH DAY OF APRIL A.D., 1992.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

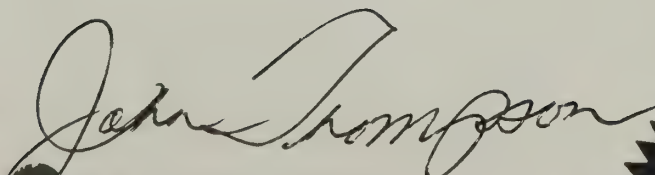
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

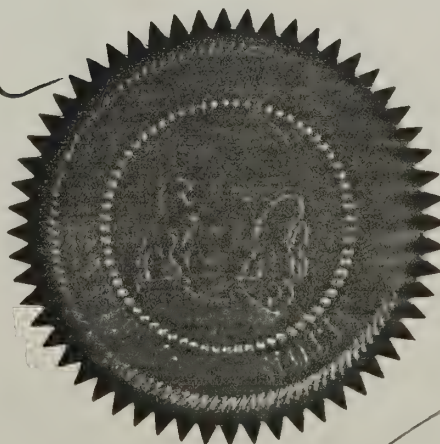
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 28th day of April A.D. 1992

  
ing CITY CLERK



  
MAYOR

URBAN MUNICIPAL  
MAY 03 1992  
GOV. DOCUMENTS

CERTIFIED A TRUE COPY  
  
ACTING CITY CLERK





THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92- 131

TO INCORPORATE PART 1, PLAN 62R11994  
INTO HARBOTTLE COURT

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Harbottle Court by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Harbottle Court.

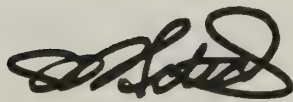
Part of Lot 25, Registered Plan number 947, designated as Part 1, Plan 62R-11994.

City of Hamilton

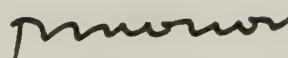
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 12th day of May A.D. 1992.



J. J. Schatz  
City Clerk



R. Morrow  
Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92- 132

TO INCORPORATE BLOCK 88, PLAN 62M-511  
INTO SORRENTO PLACE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Sorrento Place by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Sorrento Place.

Parcel Reserves -2  
Section 62M-511

Being all of Block 88, Plan 62M-511.

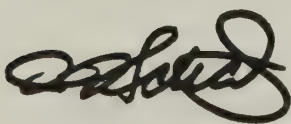
City of Hamilton

Regional Municipality of Hamilton-Wentworth

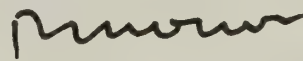
Being part of the Parcel.

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

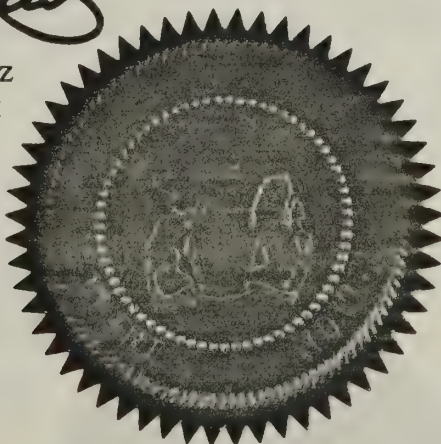
PASSED this 12th day of May A.D. 1992.



J. J. Schatz  
City Clerk



R. Morrow  
Mayor







THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92-133

TO STOP-UP, CLOSE AND RETAIN THE PORTION OF SIMCOE STREET, WEST OF THE WEST LIMIT OF BAY STREET AND TO SELL AN EASEMENT IN PARTS 3,7,8 AND 10 ON PLAN 62R-12134.

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, to stop-up, close and sell any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 4 of the 4th Report of the Parks and Recreation Committee on February 25, 1992, authorized the City to stop-up, close and retain a portion of Simcoe Street lying west of Bay Street designated as Parts 4,5,6,9,11 on Plan 62R-12134 and stop-up, close and sell an easement in Parts 3,7,8 and 10 on Plan 62R-12134.

AND WHEREAS The Corporation of the City of Hamilton is the Owner of the above described lands;

AND WHEREAS Notice of the City's intention to pass this By-law has been published on April 2,9,16 and 23, 1992, as required by Section 301 of The Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

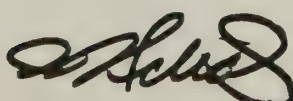
1. The portions of highway described as:

All of Simcoe Street, lying west of Bay Street, Registered Plan number 127, designated as Parts 3,4,5,6,7,8,9,10 and 11 on Plan 62R-12134.

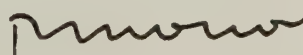
All in the City of Hamilton, Regional Municipality of Hamilton-Wentworth are hereby stopped up and closed;

2. That a storm water easement be sold to the Regional Municipality of Hamilton-Wentworth in, over and upon the said Parts 3,7,8 and 10 on Plan 62R-12134.
3. This by-law comes into force and effect on the date of registration of this by-law in the Land Registry Office for the Registry Division of Wentworth (No. 62).

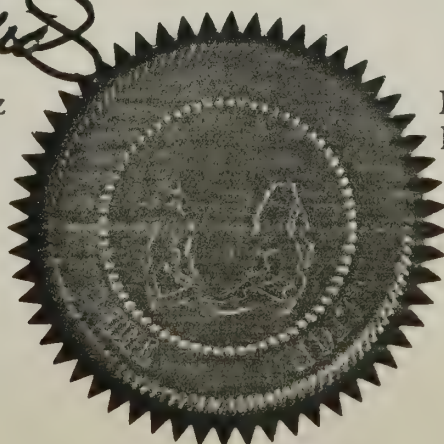
PASSED this 12th day of May A.D. 1992.



J. J. Schatz  
City Clerk



R. Morrow  
Mayor







BY-LAW NO. 92 - 134

**TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC**

**THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:**

TRAFFIC

1. **Sub-Section 6 of Section 7 (Moving Buildings or Other Over-Weight or Over-Sized Loads)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting sub-paragraph (a) in its entirety and by substituting therefor the following:

"(a) that the application has been considered and approved by the Commissioner of Transportation and Environmental Services."

2. **Schedule 22 (Hamilton Street Railway Bus Routes)** is hereby amended by adding thereto the following item, namely:-

"Upper Horning                      Mohawk                      Golf Links".

3. **Schedule 23 (Hamilton Street Railway Bus Stops)** is hereby amended:

- a) by deleting from the Outbound Column the following item, namely:-

## "Locke at Tuckett"

and by adding thereto the following items, namely:-

"Upper Horning at Mohawk (F/S)  
Upper Horning at Golf Links".

- b) by adding to the Inbound Column the following item, namely:

"Upper Horning 156 feet north of Golf Links".

4. **Schedule 25A (Parking Time Limits)** is hereby amended by adding to **Section 5 (One Hour Limit)** the following item, namely:-

|           |       |                                                            |
|-----------|-------|------------------------------------------------------------|
| "Aberdeen | North | from a point 235 feet west of James Mountain Road to Bay". |
|-----------|-------|------------------------------------------------------------|

5. **Schedule 26 (No Parking Areas)** is hereby amended by adding to **Section A (No Parking Anytime)** the following items, namely:-

|           |                |                                                                     |
|-----------|----------------|---------------------------------------------------------------------|
| "Leclaire | South and East | from a point 240 feet north of Lionsgate to 157 feet west of Verdun |
|-----------|----------------|---------------------------------------------------------------------|

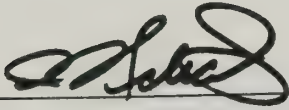
|       |      |                                                                                |
|-------|------|--------------------------------------------------------------------------------|
| Elgin | West | from a point 290 feet north of Barton to a point 74 feet northerly therefrom". |
|-------|------|--------------------------------------------------------------------------------|



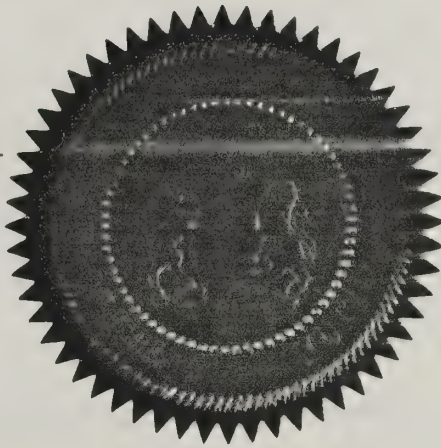
6. **Schedule 34 (Sticker Permit Parking)** is hereby amended by deleting therefrom the following item, namely:-

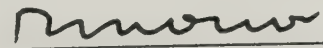
"John East commencing 114 feet south of Burlington to a point 22 feet southerly therefrom. Anytime".

PASSED THIS 12th DAY OF May, A.D. 19 92



CITY CLERK





MAYOR





BY-LAW NO. 92 - 135

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

|         |                           |          |
|---------|---------------------------|----------|
| "Erie   | Northbound and Southbound | Tisdale  |
| Osborne | Northbound                | Walmer   |
| Butler  | Eastbound                 | Acadia". |

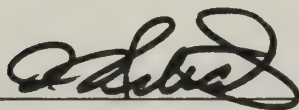
2. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following item, namely:-

|            |      |                         |
|------------|------|-------------------------|
| "Highridge | East | Swan to 34 feet north". |
|------------|------|-------------------------|

and by deleting therefrom the following item, namely:-

|            |      |                         |
|------------|------|-------------------------|
| "Highridge | East | Swan to 59 feet north". |
|------------|------|-------------------------|

PASSED THIS 12th DAY OF May , A.D. 1992



CITY CLERK





MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 92- 137

To Amend:

Zoning By-law No. 6593  
as Amended by Zoning By-law No. 86-179

Respecting:

Bill No. C-54

The Corporation of the City of Hamilton

BY-LAW NO. 92- 136

To Adopt:

Official Plan Amendment No. 110

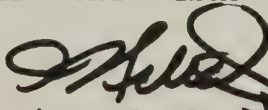
Respecting:

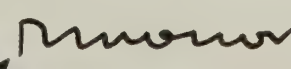
**LANDS LOCATED ON THE WEST SIDE OF BOW VALLEY DRIVE  
AND SOUTH OF HIGHRIDGE AVENUE  
WITHIN THE RIVERDALE EAST NEIGHBOURHOOD**

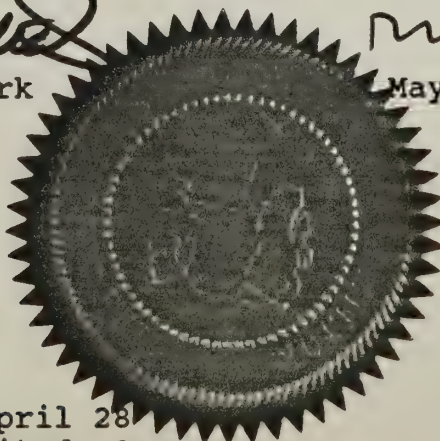
The Council of The Corporation of the City of Hamilton  
enacts as follows:

1. Amendment No. 110 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 12<sup>th</sup> day of May A.D. 1992.

  
City Clerk

  
Mayor





The Corporation of the City of Hamilton

BY-LAW NO. 92- 136

To Adopt:

Official Plan Amendment No. 110

Respecting:

**LANDS LOCATED ON THE WEST SIDE OF BOW VALLEY DRIVE  
AND SOUTH OF HIGHRIDGE AVENUE  
WITHIN THE RIVERDALE EAST NEIGHBOURHOOD**

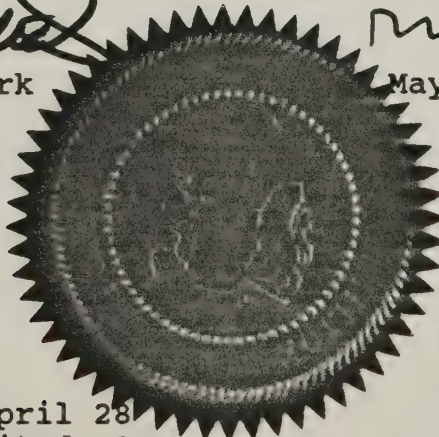
The Council of The Corporation of the City of Hamilton  
enacts as follows:

1. Amendment No. 110 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 12th day of May A.D. 1992.

  
City Clerk

  
Mayor







## **Amendment No. 110**

**to the**

### **City of Hamilton Official Plan**

The following text, together with Schedule "A" - Land Use Concept and Schedule "C" - Hazard Lands, attached hereto, constitute Official Plan Amendment No. 110.

#### **Purpose:**

The purpose of this Amendment is to redesignate the subject lands on Schedule "A" - Land Use Concept from "Open Space" to "Residential" and to remove the subject lands designated as "Hazard Lands" from Schedule "C" - Hazard Lands to permit a 45-unit townhouse development and two single-family dwellings.

#### **Location:**

The lands affected by this Amendment are located on the west side of Bow Valley Drive and south of Highridge Avenue, within the Riverdale East Neighbourhood.

#### **Basis:**

The basis for redesignating the subject lands from "Open Space" to "Residential" and removing from the subject lands from the "Hazard Land" designation to permit the 45-unit townhouse development and two single-family dwellings, is as follows:

- 1) The proposed development is compatible with the existing residential development patterns within the neighbourhood;
- 2) The conversion of the subject lands from an open space use would not be detrimental, as the neighbourhood is presently well-served with existing parks and open spaces; and,
- 3) The site is located within close proximity to neighbourhood shopping facilities, neighbourhood schools and public transit routes.

#### **Actual Changes:**

- 1) Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Open Space" to "Residential", as shown on the attached Schedule "A" of this Amendment; and,



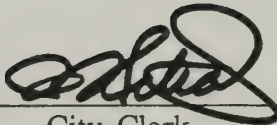
- 2) Schedule "C" - Hazard Lands of the Official Plan be revised by removing the subject lands designated as "Hazard Lands", as shown on the attached Schedule "C" of this Amendment.

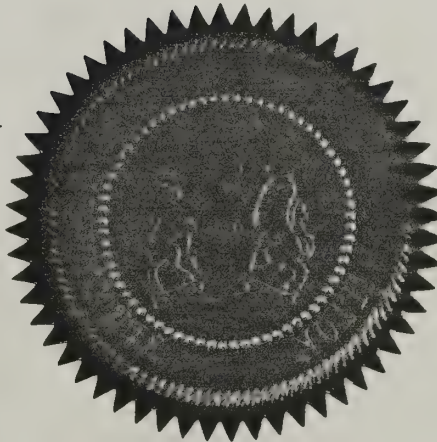
**Implementation:**

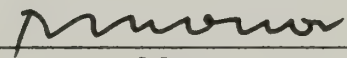
A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 92- 136 , passed on the 12th day of May , 1992.

**The Corporation of the  
City of Hamilton**

  
\_\_\_\_\_  
City Clerk



  
\_\_\_\_\_  
Mayor





The Corporation of the City of Hamilton

BY-LAW NO. 92- 137

To Amend:

Zoning By-law No. 6593  
as Amended by Zoning By-law No. 86-179

Respecting:

LAND LOCATED AT MUNICIPAL NO. 124 WALNUT STREET SOUTH

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 86-179 on the 27th day of May 1986 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "E" District, in respect of the land located at Municipal No. 124 Walnut Street South, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, R.S.O. 1990, Chapter P.13;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 9 of the 8th Report of the Planning and Development Committee at its meeting held on the 28th day of April 1992, recommended that Zoning By-law No. 6593, as amended by By-law No. 86-179 be further amended to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this by-law;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E" (Multiple Dwellings, Lodges, Clubs, etc.) District provisions, as contained in Section 11 of Zoning By-law No. 6593, as amended by By-law No. 86-179, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are further amended to the extent only of the special requirements that,

(a) notwithstanding Section 11(1) of By-law No. 6593, the following uses shall be permitted within the building existing at the date of the passing of the by-law, and within a new one storey addition on top of the building:

1. a residential care facility for the accommodation of not more than 70 residents being qualified Senior Citizens; and
2. a beauty parlour/barber shop as an accessory use;



- (b) an amenity area of not less than 167 m<sup>2</sup> shall be provided and maintained within the building;
- (c) Section 11(7) of By-law No. 6593 shall not apply;
- (d) Section 18(3)(vi)(b)(iii) of By-law No. 6593 shall not apply to the canopy for the ramp for the physically handicapped located within the westerly side yard;
- (e) the yard setback requirements as contained in Section 2(b) of By-law No. 86-179 shall be extended to apply to the new one storey addition on top of the existing building;
- (f) Section 2(c) of By-law No. 86-179 is amended by changing the number "20%" in the third line to "14.7%", so that the revised clause (c) reads as follows:  
  
"notwithstanding subsection 11(6) of By-law No. 6593, not less than 14.7% of the area of the lot on which the building is situate shall be landscaped;";
- (g) the provisions of Section 2(b), (c) as amended, (d), (e), and (f) of By-law No. 86-179 shall apply to the subject lands.

2. In all other respects, By-law No. 86-179 is hereby confirmed, unchanged.

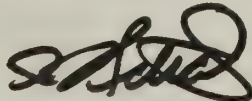
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E" District provisions, subject to the special requirements referred to in section 1.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-950a.

5. Sheet No. E-5 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-950a.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 12th day of May A.D. 1992.



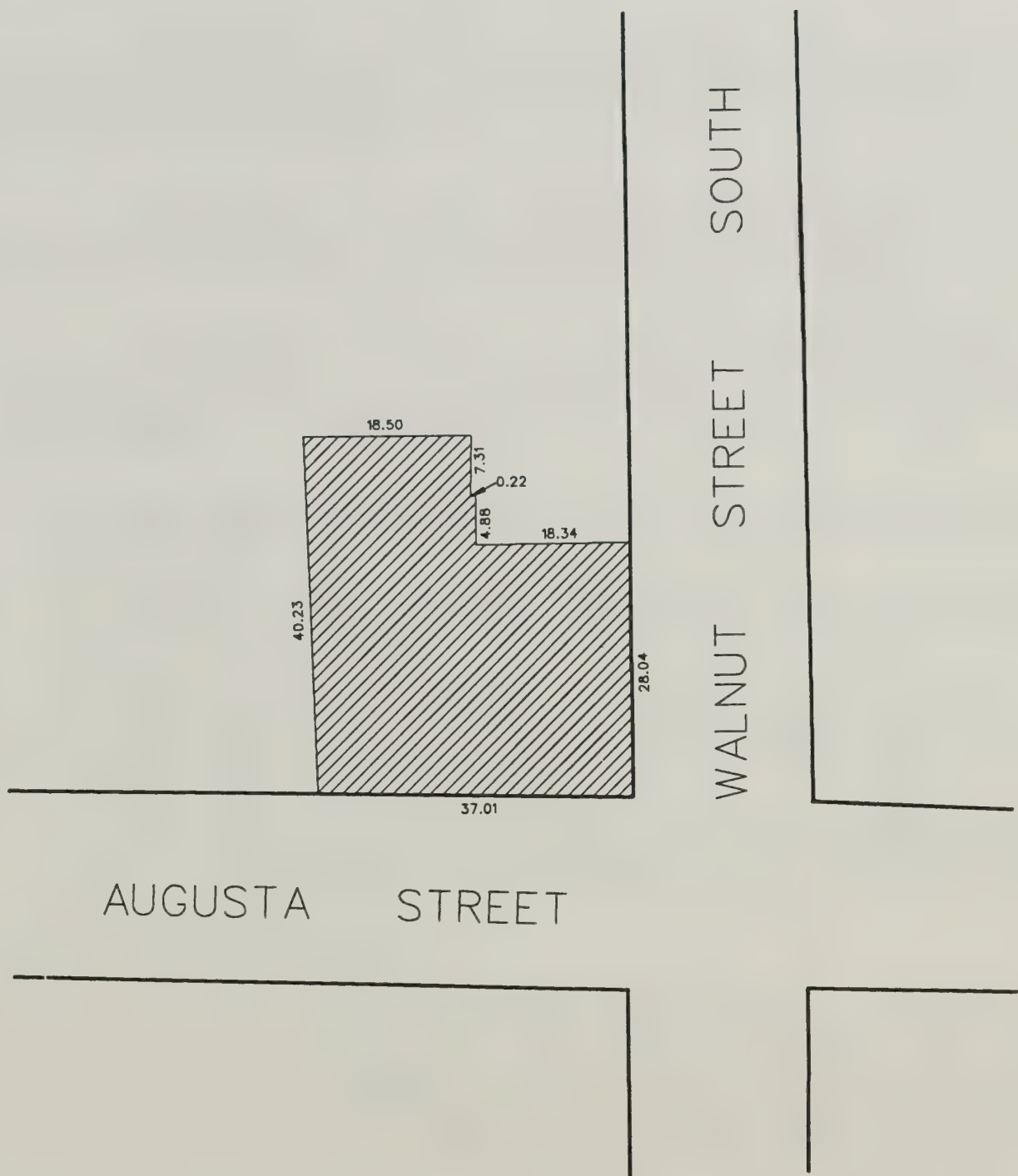
City Clerk




Mayor







NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-137  
 Passed the 12th day of May, 1992.

  
 Clerk

  
 Mayor

**City of Hamilton**  
**Schedule A**  
 Map Forming Part of  
 By-Law No. 92-137  
 to Amend By-Law No. 6593  
 Regional Municipality of Hamilton-Wentworth  
 Planning and Development Department

|                                                                                                                                         |                       |                                  |
|-----------------------------------------------------------------------------------------------------------------------------------------|-----------------------|----------------------------------|
| Legend                                                                                                                                  |                       |                                  |
|  Lands to be Regulated by By-Law No. 92- <u>137</u> |                       |                                  |
| North<br>                                            | Scale<br>NOT TO SCALE | Reference File No.<br>ZA 92 - 02 |
|                                                                                                                                         | Date<br>May 6, 1992   | Drawn By<br>R.L.                 |





The Corporation of the City of Hamilton

BY-LAW NO. 92- 138

TO APPOINT A CITY TREASURER  
FOR THE CORPORATION OF THE CITY OF HAMILTON

WHEREAS by-laws may be passed by the councils of all municipalities for appointing such officers as may be necessary for the purposes of the Corporation and for fixing their remuneration and prescribing their duties;

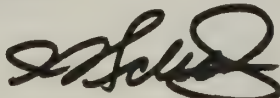
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient that a Treasurer for The Corporation of the City of Hamilton be appointed;

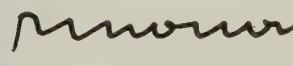
AND WHEREAS City Council on April 14, 1992 in adopting Item 1 of the 10th Report of the Finance and Administration Committee appointed Mr. Allan C. Ross as City Treasurer, effective May 13, 1992.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Allan C. Ross, C.M.A., is hereby appointed Treasurer for The Corporation of the City of Hamilton.
2. The City Treasurer described in section 1,
  - (a) shall assume the duties of the office of the City Treasurer on the 13th day of May, 1992, and
  - (b) shall hold that office and perform the duties thereof during the pleasure of the Council of The Corporation of the City of Hamilton for a term of three years, and
  - (c) shall perform
    - (i) the duties prescribed in section 4 of By-law No. 3 of The Revised By-laws of The Corporation of the City of Hamilton, 1910, as amended, which by-law is entitled "Related to the duties of certain officers of The Corporation of the City of Hamilton", and
    - (ii) such other duties as may be prescribed from time to time by the Council of The Corporation of the City of Hamilton and the Finance and Administration Committee of the said Corporation.
3. By-law 83-327, passed on the 13th day of December 1983, is hereby repealed.

PASSED this 12th day of May, A.D. 1992.

  
City Clerk

  
Mayor





BY-LAW NO. 92 - 139

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 12TH DAY OF MAY A.D., 1992.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

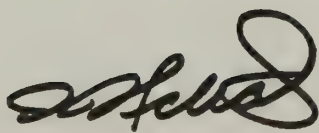
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

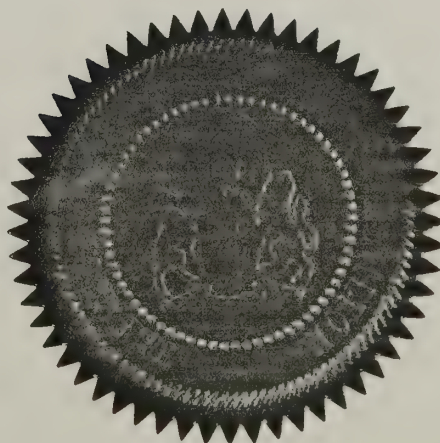
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this     12th   day of     May                   A.D. 1992



CITY CLERK



MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 92-140

To Designate:

**AS A HERITAGE CONSERVATION DISTRICT THE AREA COMPRISED OF  
ST. CLAIR BOULEVARD (BETWEEN DELAWARE AVENUE AND CUMBERLAND AVENUE)**

WHEREAS subsections 1 and 3 of section 41 of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18, provides as follows:

41. (1) Subject to subsection (2), where there is in effect in a municipality an official plan that contains provisions relating to the establishment of heritage conservation districts, the council of the municipality may by by-law designate the municipality or any defined area or areas thereof as a heritage conservation district.

(3) A by-law passed under subsection (1) does not come into force without the approval of the Board.

AND WHEREAS the Official Plan of the City of Hamilton contains provisions relating to the establishment of heritage conservation districts;

AND WHEREAS it is intended to designate the area defined by the said by-law.

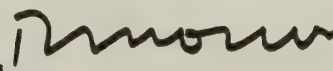
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The area more particularly shown on Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as a Heritage Conservation District.

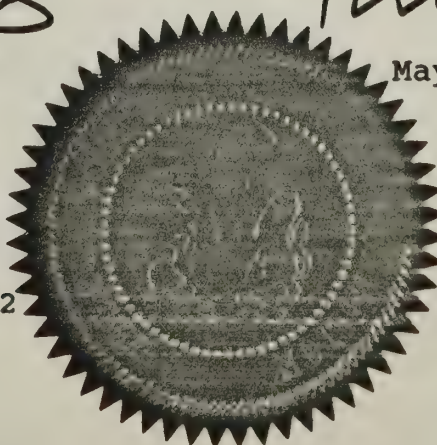
PASSED this 26th day of May A.D. 1992.



City Clerk

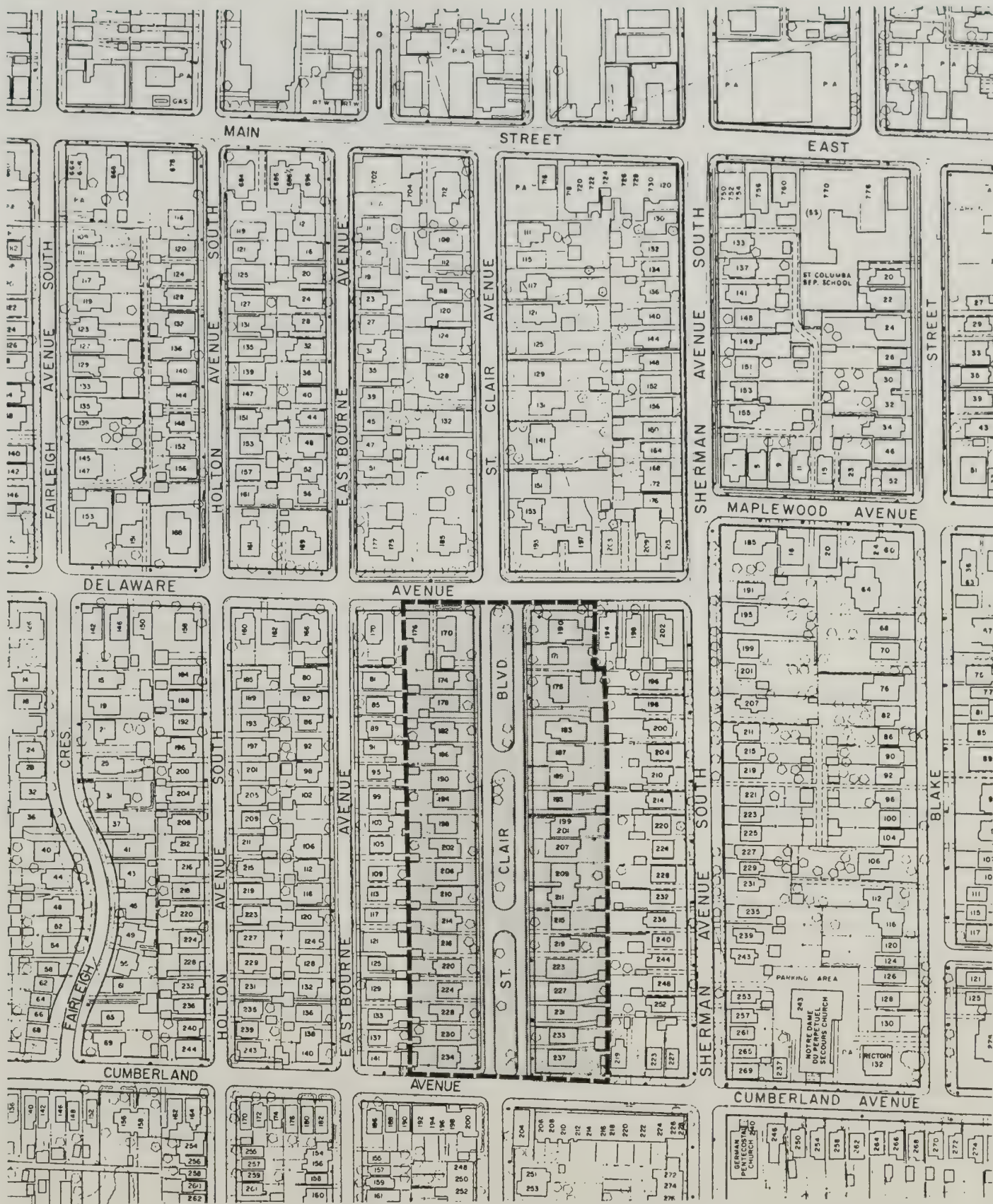


Mayor









This is Schedule "A" to By-Law No. 92-140.  
Passed the .....26th day of .....May....., 1992.

*[Signature]*  
Clerk

*[Signature]*  
Mayor

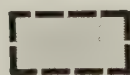
City of Hamilton

Schedule A

Map Forming Part of  
By-Law No. 92-140.....

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

Legend



Lands subject to  
By-Law No. 92-140...

North



Scale  
NOT TO SCALE

Date  
MAY, 1992

Reference File No.  
H.C.D.-St.ClairBoulevard

Drawn By  
E.C.





The Corporation of the City of Hamilton

BY-LAW NO. 92- 141

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NO. 322-330 CHARLTON AVENUE WEST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-13 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District to "E-2" (Multiple Dwellings) District,

the land comprised in Block 1, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "E-2" (Multiple Dwellings) District provisions, as contained in Section 11B of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 11B(2)(ii) of By-law No. 6593, no building or structure shall exceed four storeys or 14.0 m in height;
- (b) notwithstanding Section 11B(5) of By-law No. 6593, no building or structure shall exceed a maximum gross floor area of 2,206.0 m<sup>2</sup> and twenty-nine dwelling units;
- (c) Section 11B(3)(i)(b) of By-law No. 6593 shall not apply within 46.0 m of the easterly lot line of Block 2, however a front yard having a depth of not less than 4.3 m shall be provided and maintained for the remaining lot frontage;
- (d) Section 11B(3)(ii)(b) of By-law No. 6593 shall not apply to the easterly lot line;
- (e) notwithstanding Section 11B(6) of By-law No. 6593, a landscaped area of not less than 406.0 m<sup>2</sup> shall be provided and maintained on the lot;





- (f) notwithstanding Section 18A(1)(a) of By-law No. 6593, not less than twelve parking spaces shall be provided and maintained on the lot;
- (g) Section 18A(1)(c) of By-law No. 6593 shall not apply;
- (h) notwithstanding Section 18A(7) of By-law No. 6593, a 1.0 m portion of the required 6.0 m parking space length may be raised;
- (i) Section 18A(11)(a) of By-law No. 6593 shall not apply to the westerly lot line;
- (j) Section 18A(25) of By-law No. 6593 shall not apply.

3. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to Block 2, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

- (a) Section 14(3) of By-law No. 6593 shall not apply to the existing church only.

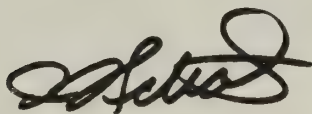
4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-2" District and "H" District provisions, subject to the special requirements referred to in sections 2 and 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1269.

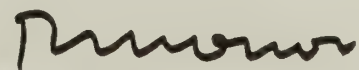
6. Sheet No. W-13 of the District Maps is amended by marking the lands referred to in sections 1 and 3 of this by-law, S-1269.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 26th day of May A.D. 1992.



City Clerk

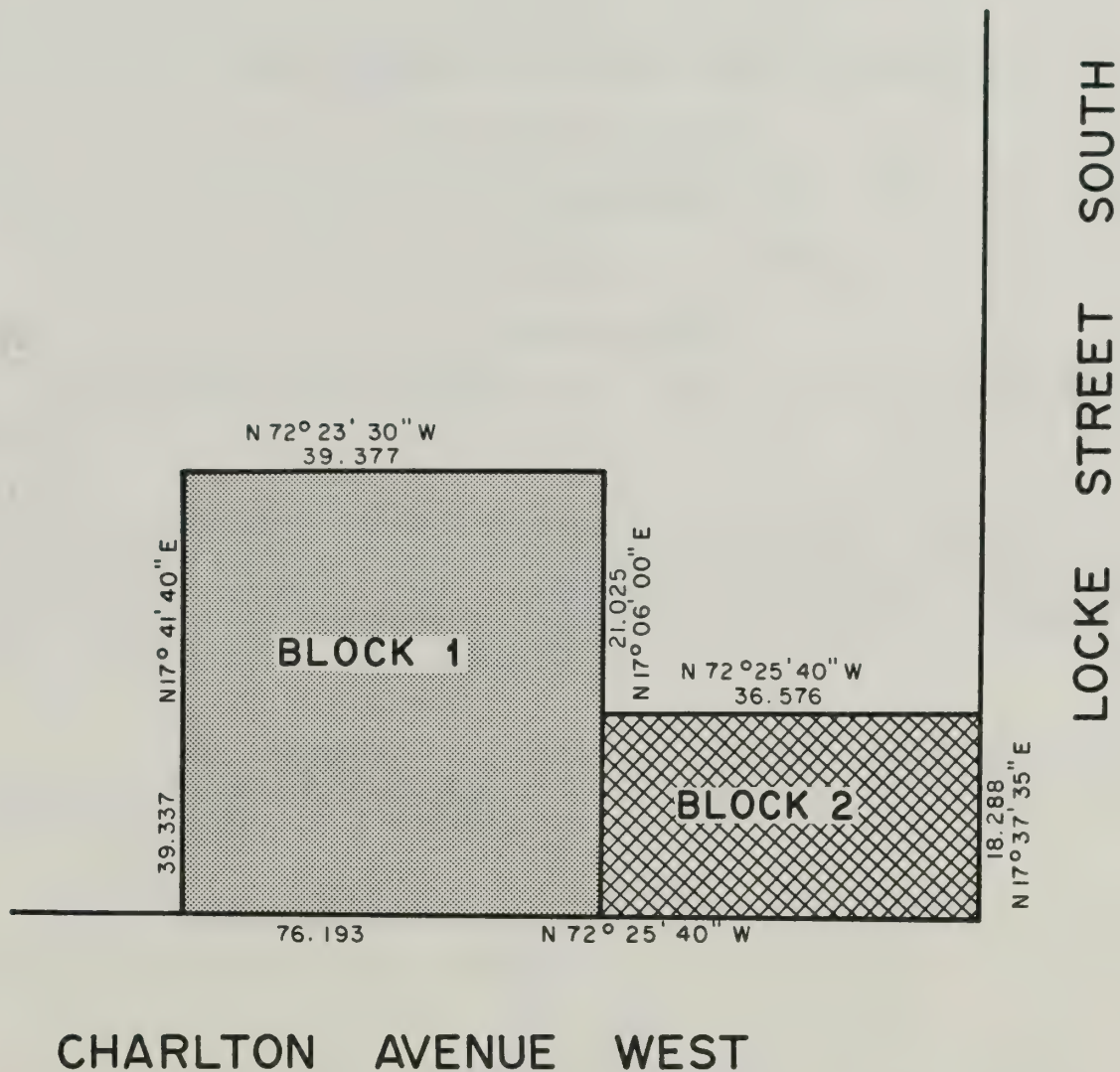


Mayor



(1992) 8 R.P.D.C. 1, April 28  
 Artaban Non-Profit Homes Inc.,  
 Prospective Owner  
 ZA-91-78





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-141  
Passed the 26th day of May, 1992.

Clerk

Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 92-141

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend

BLOCK 1

Change in zoning from "D" (Urban Protected Residential- One and Two-Family Dwellings, Townhouses, etc.) District to "E-2" (Multiple Dwellings ) District, Modified

BLOCK 2

Modification to the "H" (Community Shopping and Commercial, etc.) District.

North



Scale  
NOT TO SCALE

Date  
APRIL, 1992

Reference File No.  
ZA 91-78

Drawn By  
L.B.





The Corporation of the City of Hamilton

BY-LAW NO. 92-142

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1158 UPPER WENTWORTH STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-18B of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District, the land comprised in Block 1; and
- (b) by changing from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The "RT-20" (Townhouse - Maisonette) District provisions, as contained in Section 10E of Zoning By-law No. 6593, applicable to the lands referred to in section 1(b) are amended to the extent only of the special requirements that,

- (a) a visual barrier of not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the westerly limit of the District;
- (b) vehicular access shall be from Upper Wentworth Street only, and shall be located at the extreme southerly lot line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirements referred to in section 2.



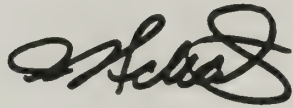
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1271.

5. Sheet No. E-18B of the District Maps is amended by marking the lands referred to in section 1(b) of this by-law, S-1271.

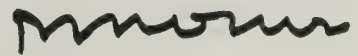
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 26th day of May

A.D. 1992.



City Clerk



Mayor

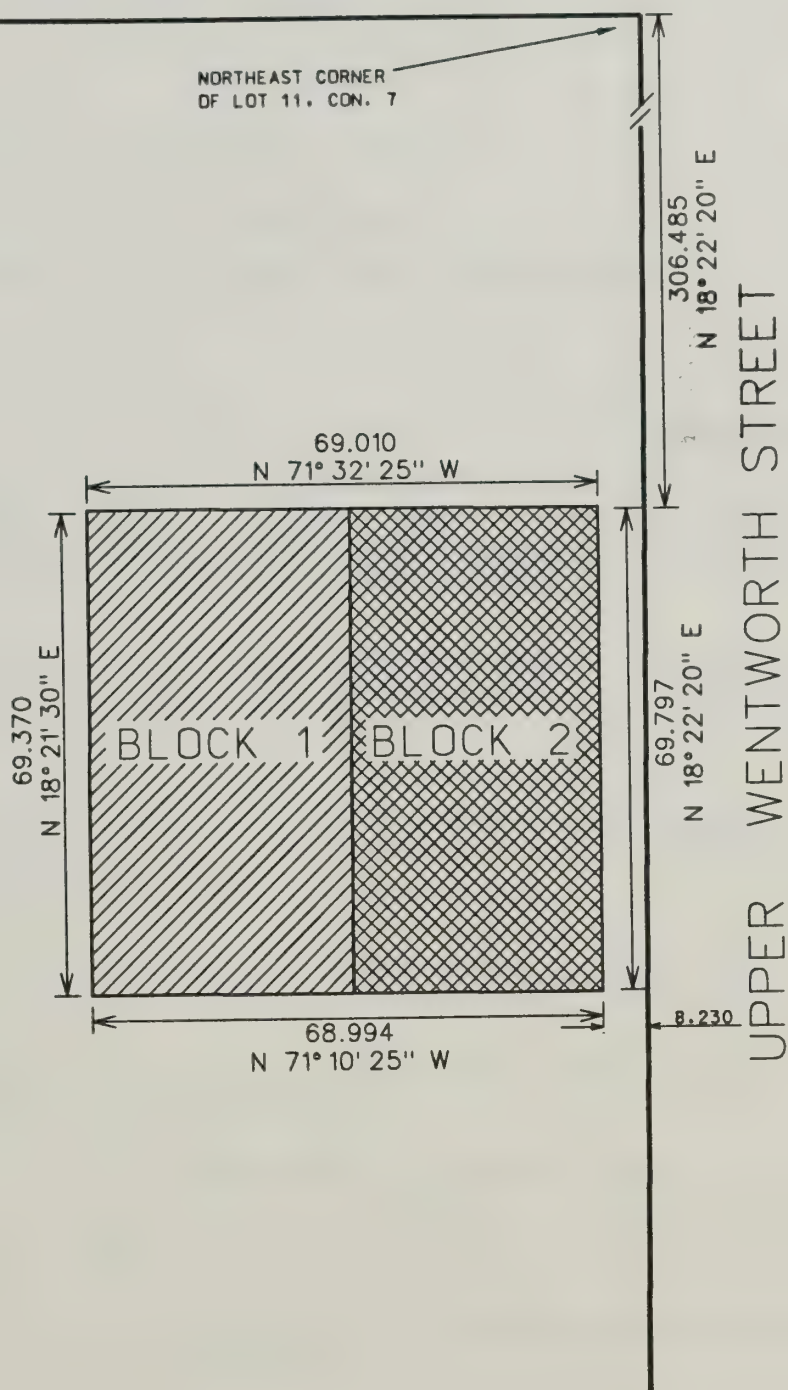


(1992) 8 R.P.D.C. 11, April 28  
Tyka Investments Limited, Owner  
Amended ZA-91-87





# LIMERIDGE ROAD EAST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-~~142~~  
Passed the 26th day of May, 1992.

  
Clerk

  
Mayor

**City of Hamilton**  
**Schedule A**  
Map Forming Part of  
By-Law No. 92- 142  
to Amend By-Law No. 6593  
Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

| Legend                                                                              |              |                                                                                    |
|-------------------------------------------------------------------------------------|--------------|------------------------------------------------------------------------------------|
| Change in zoning from:                                                              |              |                                                                                    |
|  | BLOCK 1      | "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District. |
|  | BLOCK 2      | "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District, modified. |
|  | Scale        | Reference File No.                                                                 |
|                                                                                     | NOT TO SCALE | ZA-91-87                                                                           |
|                                                                                     | Date         | Drawn By                                                                           |
|                                                                                     | APRIL, 1992  | H.V.                                                                               |





The Corporation of the City of Hamilton

BY-LAW NO. 92- 143

To Amend:

By-law No. 84-252

Respecting:

CONVEYANCE OF LAND FOR PARK PURPOSES

WHEREAS By-law 84-252 passed on the 27th day of November, 1984 under Section 41 of the Planning Act, 1983 [now Section 42 of the Planning Act, R.S.O. 1990, Chapter P.13] requires the conveyance of land for park purposes or money to the value of the land as a condition of development or redevelopment;

AND WHEREAS Council in adopting Item 8 of the 10th Report of the Planning and Development Committee on May 26, 1992, authorized this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law 84-252 is amended by adding the following section:

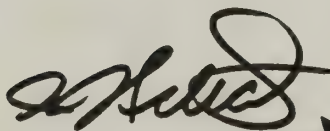
7. Sections 2 and 3 shall not apply to land that is developed or redeveloped,

(i) for residential purposes; and

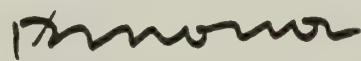
(ii) used for a non-profit, not-for-gain, purpose; and

(iii) for which people are lodged or housed without remuneration.

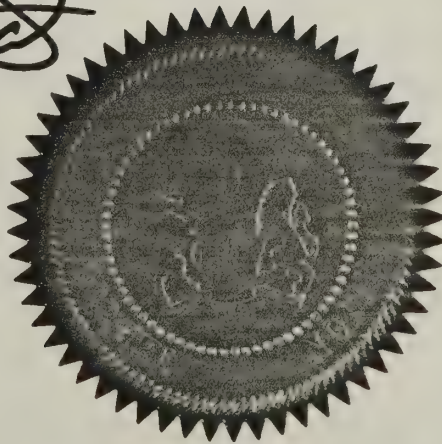
PASSED this 26th day of May , A.D. 1992.



City Clerk



Mayor





The Corporation of the City of Hamilton

**BY-LAW NO. 92- 144**

To Amend By-law 79-323 Respecting the Licensing of:

**RETAIL STORES SELLING TOBACCO, CIGARS OR CIGARETTES**

**WHEREAS** Paragraph 2 of Section 235 of the Municipal Act, R.S.O. 1990, c. M.45, provides that by-laws may be passed to licence and regulate keepers of stores and shops where tobacco, cigars or cigarettes are sold by retail, and for revoking such licenses;

**AND WHEREAS** Schedule 20 of The City of Hamilton Licensing Code, providing for the licensing of tobacconists, was inadvertently carried forward in the 1979 By-law consolidation, which schedule had been approved for repeal at the end of 1979;

**AND WHEREAS** it is considered desirable and expedient to replace the said Schedule 20 and to create regulations governing the keepers of stores and shops where tobacco, cigars or cigarettes are sold by retail and at which minors may seek to purchase those products;

**AND WHEREAS** the Minors' Protection Act of Ontario, The Tobacco Products Control Act, and The Tobacco Restraint Act of Canada prohibit and regulate the sale to and use of tobacco products by minors, and information on these controls at the point of sale would be helpful to retailers and beneficial to the health of minors who might otherwise seek to purchase tobacco;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule 20, respecting tobacconists, of City of Hamilton By-law No. 79-323, is repealed and the following substituted therefor:

**SCHEDULE 20**

**RETAIL STORES SELLING TOBACCO, CIGARS OR CIGARETTES**

1.(1) Subject to subsection (3), the keeper of any store where tobacco, cigars or cigarettes are offered for sale by retail shall obtain and maintain in good standing a licence from the City under this schedule, authorizing the sale from the store of tobacco, cigars or cigarettes by retail.

(2) No person shall sell tobacco, cigars or cigarettes by retail from any store, unless a license has first been obtained for that store under subsection (1).

(3) Pursuant to the Municipal Act, R.S.O. 1990, c. M.45, section 216, the keeper of a hotel, within the meaning of that section, is exempt from this schedule.

(4) Where a person being the owner and operator of a store, is the holder of a licence under this schedule as the keeper of such store, no employee of the store need obtain a separate licence.

(5) The Licence Administrator may combine as one document the licence certificate and Form 1, to be posted as a sign in accordance with this schedule.





2. For the purposes of this schedule, the following definitions apply:

(a) "keeper" shall mean a person responsible for the care and management of a store selling tobacco, cigars or cigarettes, and shall include the owner and operator of the store;

(b) "licence holder" shall mean the keeper of a store who holds a current and valid licence under this schedule; and

(c) "store" shall include any building, booth, or stall, or a portion thereof where goods are exposed for sale, and shall include a shop.

#### Regulations

3.(1) A licence holder under this schedule shall:

(a) display in the store at all times a sign, as shown in Form 1 set out in Appendix "A" hereto annexed which appendix is included in and forms a part of this schedule, on or immediately next to each till or cash register where customers may purchase or pay for any tobacco, cigars or cigarettes;

(b) display the sign required in paragraph (a), so that the contents are in plain view to customers approaching the till or cash register, and containing only the prescribed message, in English, and written in black characters on a white background;

(c) require employees of the store to read the sign required in paragraph (a), prior to commencing work involving the sale of tobacco, cigars or cigarettes, and instruct employees to bring any removal or defacement of the required signs to the immediate attention of the licence holder;

(d) replace with a new sign as required in paragraph (a), any sign which has been removed or destroyed, or where the prescribed message or part thereof has been defaced; and

(e) use for the required signs the sign available from the City, or substitute a sign of equal or greater overall size and letter size and complying with the in all other respects with requirements of this schedule.

(2) Where any tobacco, cigars or cigarettes are dispensed from a vending machine in the store, the licence holder shall:

(a) display a sign, in the form and content required in paragraphs (1)(a) and (1)(b), on top of or on the front of each machine so that the content is in plain view to customers operating the machine, and the licence holder shall otherwise comply with the requirements of subsection (1); and

(b) locate each machine within the view of the licence holder or employee thereof, while at a till or cash register in the store, so that persons using the vending machine are in plain view and so the licence holder or employee of the store can verify the placement and existence of the signs required in paragraph (a).

(3) Nothing in this schedule shall prevent a licence holder or an employee of the store from refusing service to anyone seeking to purchase tobacco, cigars or cigarettes, or from posting a sign to that effect, in addition to the signs required by subsections (1) and (2).

(4) In addition to the signs required by subsections (1) and (2), the licence holder may display like signs in any language suitable for customers.



4.(1) A licence holder under this schedule shall provide in the store for the use of customers;

(a) at least one container for the disposal of refuse, and,

(b) where smoking is not prohibited in the store, at least one ashtray.

(2) The licence holder shall empty the containers required in subsection (1), and any other garbage or ash containers provided for customers, to eliminate overflow of the contents, and shall remove any spillage from the containers.

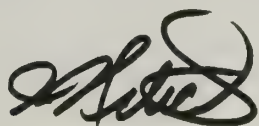
5. Nothing in this schedule shall operate to prevent a licence holder or an employee of the store, from complying with applicable laws or a court order respecting the removal or control of vending machines made under the Tobacco Restraint Act, R.S.C. 1985, Chapter T-12, as amended, and to the extent of any conflict with the applicable law or such court order the provisions of this schedule are deemed not to apply.

6. The fee for a licence for a store where tobacco, cigars or cigarettes are sold by retail, shall be \$25.00.

2. Appendix "A" hereto annexed is included in, and forms a part of Schedule 20 as enacted by this by-law.

3. This by-law comes into force and effect on January 1, 1993.

PASSED this 26th day of May A.D. 1992.



City Clerk



Mayor

(1992)

APPENDIX "A"

FORM 1 TO SCHEDULE 20

### Sale of Tobacco to Minors

The sale of tobacco to persons under 18 years of age is limited by Federal and Provincial laws, which provide:

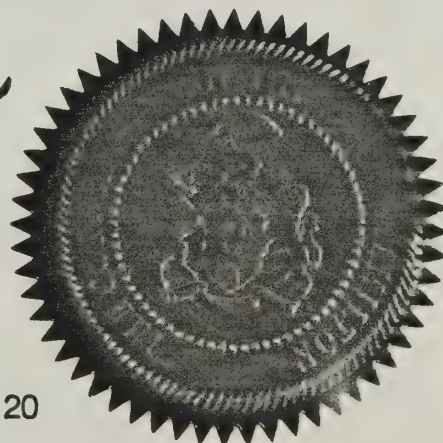
Persons under 16 years of age may not purchase or be sold cigarettes or cigarette papers.

Any person or their agent, being the owner of property on which a vending machine is located, may take from any person under 16 years of age, cigarettes, cigars or tobacco which are being purchased from the machine, or which are about to be used by the person under 16.

No one may sell or give tobacco, cigars or cigarettes to a someone under 18 years of age for their own use.

Persons being 16 or 17 years of age must supply the written permission of a parent or guardian to purchase cigarettes, cigars or tobacco.

PROOF OF AGE MAY BE REQUIRED







BY-LAW NO. 92 - 145

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 26TH DAY OF MAY A.D., 1992.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

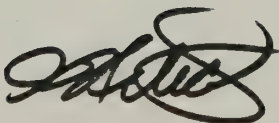
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 26th day of May A.D. 1992



CITY CLERK



MAYOR





BY-LAW NO. 92 - 146

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 2ND DAY OF JUNE A.D., 1992.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

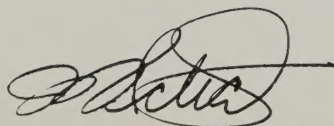
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

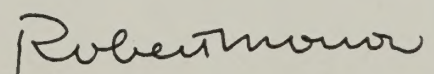
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 2nd day of June A.D. 1992



CITY CLERK



MAYOR

URBAN MUNICIPAL

JUN 3 1992

GOVERNMENT DOCUMENTS







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| 30072 | BLUE/BLEU  | BU3007 |
| 30074 | GREY/GRIS  | BD3007 |
| 30075 | GREEN/VERT | BP3007 |
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